

Minutes of a Town Board Meeting held by the Town Board of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, on Wednesday, November 5, 2003, at 2:00 p.m.

Present:

Robert Kozakiewicz,	Supervisor
Edward Densieski,	Councilman
James Lull,	Councilman
Barbara Blass,	Councilperson
Rose Sanders,	Councilperson

Also Present:

Barbara Grattan,	Town Clerk
Dawn Thomas, Esq.,	Town Attorney

(Supervisor Kozakiewicz called the meeting to order at 2:05 p.m.)

Supervisor Kozakiewicz: "Mitch, you want to lead us in the Pledge of Allegiance? Mitch Friedman."

(At this time, the Pledge of Allegiance was recited, led by Mitch Friedman)

Supervisor Kozakiewicz: "If the Board members would be kind enough to join me below. We have one presentation to make before we get into business of the day.

I'm going to ask Labor/Management to come forward. Madelyn, you're going to lead the charge here? I know they were waiting for you. Okay. All right, very good. Without further adieu, Madelyn Sendlewski."

Madelyn Sendlewski: "Hi, everybody. The Labor/Management Committee has the honor and distinct pleasure of voting and announcing the Employee of the Quarter for four quarters of the year, obviously, and we're very happy today to have the recipient from our labor force here in the room and I'm going to let the Supervisor introduce him and do a little spiel on him so I don't want to announce him.

But I would like to just briefly present to you the members of Labor/Management Committee. These folks work very hard. Our purpose is to join the forces of labor and management so we work together and we work as a team and I think that's something that Bob prides himself in. He has always supported us and we've been thrilled to have his support since he took office and this Committee incepted in what year? Who would know? 19- I think we've been in for at least 17 years.

I've been on the Committee for at least 14.

So I'm going to hand it over to the Supervisor and he will proceed with the presentation and thank you and have a great day."

Supervisor Kozakiewicz: "You didn't say what the lucky winner gets. I'm going to give you that back."

Madelyn Sendlewski: "The lucky winner gets a \$100.00 savings bond, a day off with pay and that includes, we always tell the Supervisors that are in the room, that includes a Monday or a Friday, and a nice wonderful proclamation and recognition from the town and the Supervisor's office."

Supervisor Kozakiewicz: "Okay. At this point, I'm going to ask the third quarter employee of the quarter to come forward. He's with the Highway Department; he has been there for 18 years. He's presently working in the job title of crew leader. Without further adieu, Donald Owen, please step up.

Yeah, I was also going to say any family members, Donald, please ask them to come forward, too. Any of them. Oh, okay. Pam, you can't talk for him, he's got to say something. All right? You can't--there's no proxy here. He's been put on the spot because as I pointed out, he's from Highway Department and he is recognized by his fellow employees for his work and his effort made there.

He has provided service for the town for the last 18 years and has shown himself as indicated in the resolution as an exceptional crew leader. He's able to motivate others while he stays positive, which I know sometimes isn't the easiest task in the world to do. In addition to his work with the Highway Department, he has been able to balance the rigors of work with him, I'm told. He's a fishing fanatic, he's involved with bowling and I know this, he's also involved with the Blue Wave boosters club because I saw him the other day at the school board hearing.

He's also a Riverhead volunteer fire department member. He's been married for 18 years. He has three children. Is it Katisha, Antoinette, and Michael. And Michael is-- I was going to lead into something else because this Saturday we've got a big event. Right? Michael will be part of the Riverhead High School varsity team which will be taking on Bellport Saturday and I have the utmost confidence they will prevail and come through with an undefeated season.

Without further adieu, I declare today Donald Owen Day."

Donald Owen: "I'd like to thank everybody on Labor/Management for this. They do a lot of work, I was on that Committee. But I'd

like to thank Ron Cafrey, Sue Beal (phonetic), and Donna Testa. They went through the work to do this. And I'd also like to thank all the guys I work with because without them, I wouldn't be able to do what I do. Thank you."

Supervisor Kozakiewicz: "Thank you, Donald. That's it. We're going to get to business now.

Before I get to the business, I do want to say congratulations to all of the candidates who were successful yesterday in the election and I want to recognize an individual who is sitting in the audience, George Bartunek, who is now Councilman-Elect. George, would you stand up? Congratulations, George."

Councilman Lull: "George, you'll be taking over the teacher's seat."

Supervisor Kozakiewicz: "All right. Now without further adieu, is there a motion to approve the minutes of October 21, 2003?"

Councilman Lull: "So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilwoman Sanders: "Second."

Supervisor Kozakiewicz: "Moved by Councilman Lull; seconded by Councilwoman Sanders. Vote, please."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The minutes are approved."

Supervisor Kozakiewicz: "And could you please give us the Reports?"

REPORTS:

Town Clerk	Monthly report for October, total collected was \$10,949.11
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Police Department	Monthly report for July, 2003
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Barbara Grattan: "That concludes Reports."

Supervisor Kozakiewicz: "Thank you, Barbara. Applications."

APPLICATIONS:

Special Permit	Hollow Properties, Inc. - renovate
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barn E for residential purposes

Site Plan

EMB Enterprises - construct a retail shopping center with retail stores and restaurant, northeast corner of Sound Avenue and Park Road

Barbara Grattan: "That concludes Applications."

Supervisor Kozakiewicz: "And Correspondence."

CORRESPONDENCE:

Peter Danowski

Letter regarding the River Club

Barbara Grattan: "And that's Correspondence."

Supervisor Kozakiewicz: "Okay. Very good. Thank you. Any Committee reports?"

Councilwoman Blass: "I have one, Mr. Supervisor. I guess it's from the Bays & Maritime Committee, I think that's the official name of it, I'm not really sure. But it's a Committee that's involved in overseeing the shellfish program. On their behalf, I'm submitting the annual report for the 2003 rafting program and for those of you who are not familiar with it, we completed the 19th year of- consecutive years of production of shellfish. We have- Detective Lessard or Dave Lessard- he's Lt. Lessard, I guess, right- oversees this program on behalf of the Town and we've successfully cultured 320,000 seed clams in East Creek and they have been distributed in the open waters, and the map where they were dropped will be on file in the Town Clerk's office.

And the second half of that is in addition to the rafting program, we have contracted or actually we lease property in East Creek to Aero Oyster Company (phonetic), and they have a different program. Theirs is a (inaudible) system and they have cultured clams and oysters in East Creek and this past Saturday I accepted a donation on behalf of the Town from Karen Rivar (phonetic), president of Aero which consisted of 10,000 seed clams and 9,000 oysters which we distributed again in the open waters of Peconic Bay.

So, both- "

Councilman Densieski: "Can we get some full size ones?"

Councilwoman Blass: "I'll let you in on the map, Ed. You'll see where they are out in the waters. But I think it's a very

successful program and it's an ongoing commitment of this administration to ensuring health of the bays.

So, Madam Clerk, I'd like to submit this on behalf of the Committee."

Barbara Grattan: "Thank you."

Councilwoman Blass: "You're welcome."

Supervisor Kozakiewicz: "Are there any other Committee reports?"

Councilman Lull: "Just on behalf of the Animal Control Committee, I will be submitting to the Board a first draft of the architect's drawings for our new animal shelter at our next work session."

Supervisor Kozakiewicz: "Okay. We also have- I'm sorry."

Councilwoman Sanders: "I just wanted anybody out there who has any young adults at home that are interested in participating in youth court. There is training going on currently. Tonight is the second night of the- it's either a six or eight week training session, and if you're interested in more information about it, or if you have any children at home who might be interested in participating, feel free to call over to the Human Resource Center and speak to either Judy Doll or Cheryl Harding. Thank you."

Supervisor Kozakiewicz: "Any other reports?"

Councilwoman Blass: "Just one final comment, Mr. Supervisor. There is a resolution that's coming off the floor and I've included it in the packet that's for- that's on the table in the back for the audience to peruse."

Supervisor Kozakiewicz: "Okay. Also, on today's agenda we have an indication of the Halloween poster contest. We were to announce winners but I understand they probably won't be here until four. May with good fortune it will just be myself here, I will say. See how the meeting goes.

Without anything further, the time of 2:15 p.m. having arrived, Barbara, would you read the affidavit of publishing and posting for today's first public hearing?"

Public Hearing opened: 2:15 p.m.

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New

York on November 5, 2003, at 2:05 p.m. regarding the Town of Riverhead's Community Development Block Grant application for fiscal year 2004."

Supervisor Kozakiewicz: "Andrea?"

Andrea Lohneiss: "Andrea Lohneiss, Community Development Director. Annually the Town holds a public hearing to solicit input from the community regarding future Community Development Block Grant projects. Each year the town incorporates as many projects as possible into an application that is submitted to HUD. These projects must provide benefit to low and moderate income persons or eliminate slums and blight in the community.

They may support public services, public facilities, historic preservation, housing rehabilitation, or infrastructure improvements. The total amount anticipated to be allocated to the Town of Riverhead for 2004 is \$197,000.

Based on the requests made, the Town Board will evaluate all proposals and determine those which will provide the greatest benefit to the town of Riverhead and its citizens. The final application must be submitted to the County by November 21st.

Of the amount of \$197,000, no more than 15% or \$29,550, may be allocated for public service projects.

So we'll take comments and then the Town Board will consider them at a future work session prior to November 21st."

Supervisor Kozakiewicz: "Thank you, Andrea. DeeDee, I see you're first on line so come on up. And all the rest of you, get ready to queue up and we'll just go right through this. All right? Your name for the record, please."

DeeDee Newcomb: "My name is DeeDee Newcomb. I'm here representing a dedicated group of about 50 volunteers who keep our agency, Bread and More Inn Soup Kitchen, feeding the hungry and needy of Riverhead at the First Congregational Church on Main Street.

After 13½ years of experience and growth, we currently serve three evening meals a week on Monday, Wednesday and Thursdays at 5:30, no questions asked.

I come tonight to thank you, the Town Board, and the people of Riverhead whom you represent for your allotment awarded us last year in which we are using now. We hope as you make your discussions-decisions for next year's allotment, you may be as generous, of not more, as we all try to give a helping hand to those among us who find themselves in great need.

And that's the end of my statement. But I just wanted to take a minute to acknowledge appreciation for Councilman Jim Lull as he is entering his last months. It was 13½ years ago that Jim and Connie started the soup kitchen and I still consider him ex officio though he has many other important things to do. And we congratulate him and hope he and Connie have good health and lots of good activities for their new period in life."

Supervisor Kozakiewicz: "Now he doesn't have to be ex officio, he can go back."

DeeDee Newcomb: "He's welcome to. Thank you."

Councilman Lull: "DeeDee, can I ask you two questions? Are you talking about the same as last year, if not more, is your comment? Am I correct in saying that last year when we made the allotment Bread and More was serving twice a week?"

DeeDee Newcomb: "Twice a week."

Councilman Lull: "And that this time you are now serving three times a week?"

DeeDee Newcomb: "Yes. And, Jim and Board members, to make this brief, I deleted a paragraph with numbers."

Councilman Lull: "I was going to ask you about numbers."

DeeDee Newcomb: "Thank you. We started Thursday night, two months ago. During the summer months, the numbers had sort of backed off. The last couple of months to us is unbelievable. Two weeks ago, there was one night we served 140 first servings with additional take outs at the end if there was left over food. The average for the last couple of months, it's been a hundred a night at first serving and often more than that, 120, 110. So those are the current numbers."

Councilman Lull: "Okay."

DeeDee Newcomb: "Thank you."

Supervisor Kozakiewicz: "Come on up, Bernice."

Bernice Mack: "(inaudible) but I'm going to give you numbers that we did last year at the end of the year- "

Supervisor Kozakiewicz: "I'm going to have you put it on the record, Bernice. After you pass it out, go back up and just identify that. All right? Again, for the record, please, identify your name

and identify who you are and who you represent."

Bernice Mack: "My name is Bernice Mack from the Open Arms Program. We're located at the First Baptist Church, 1018 Northville Turnpike, for the food pantry. We have a soup kitchen at the Congregation Church down Main Street. They have been so helpful letting us have that program there, I guess, for about 10 years, and I'd like to say Mr. Jim Lull was one of the persons that helped us get our foot into the door and kept us there and also DeeDee and some of the other members. And we certainly appreciate that.

Now we have a soup kitchen at the Congregation Church. We have (inaudible) there. We also have a food pantry at First Baptist Church. The soup kitchen is there for five days a week. The food pantry, we were five days a week but it was getting too much, we don't have many volunteers. So we had to cut down to three days a week because we have to go pick up food and have to do paperwork.

And also we have a clothes pantry that people can get clothes and people bring in clothes and we have to sort them out and hang them up. So this is something that we do.

We do have- we have other numbers but I'll be giving them in the other report. We do serve a lot of people and we thank the Board for the money that they have given us and we appreciate it very much because if it wasn't for you, we couldn't feed the people- the number of people that we feed for the whole year.

We want to thank you and we would ask you if it's all possible, that we could ask you for \$3,000 for next year- for this year, the rest of this year, and we certainly appreciate it because we could use it. We don't have staff members there. It's a non-profit organization and most of it is volunteer. We don't get too many volunteers so there's just a few of us that (inaudible). I want to thank you very much."

Supervisor Kozakiewicz: "Thank you. Next speaker, please."

Councilman Lull: "Before you goes on, I just want to point out obviously I have a particular interest in this enterprise, always have had. But I just wanted to point out that if you think about today's prices, these two ladies are responsible for serving over 28,000 meals a year and they get a couple thousand dollars a year from the town so they do a wonderful job in using the money."

Supervisor Kozakiewicz: "Thank you."

Barbara Kujawski: "Hello, I'm Barbara Kujawski. I'm here on behalf of the Dominican Sisters Family Health Service. And we

coordinate two programs that we're asking money for from the Town of Riverhead.

One is the Helping Hands program and the other is the Interfaith Volunteer program. The Helping Hands program provides- we hire home workers that provide light housekeeping, shopping, laundry, also visiting to the elderly, infirm of Riverhead. But it's not only the elderly. To put a human face on it, this year we had a young mother who lives in Riverhead, two school age children, within the last two years, she was widowed, lost her mother and came down with brain cancer. We put our Helping Hands worker in there to help her keep the house while she was undergoing chemotherapy, a severe operation and radiation. Thank God she is on the road to recovery and she has started driving her own car again. The Interfaith volunteers took her to all her radiation and her chemotherapy. This is a person- a Riverhead resident who would not have been helped because she did not fall under the auspices of any- of the programs. She's not old enough to be in any of the senior programs. Cancer- American Cancer Society doesn't really have a program out here. They don't have a Road to Recovery. We were the only agency and the only programs that she fell under. Our nursing staff was in there; kept her going. Every program that we had available, we were in there.

It's not only people like that. It's the people we- whose homes we're in are the people that taught us in school, that our kids- the parents of the kids we went to school with, our neighbors, our friends, and in some cases our relatives. You know these people. They're getting older, they're getting frailer and they need some help. Just enough help to keep them in their own home.

The last thing they want to do is have to go to a nursing home and that's what this program is devised to do. It keeps them in their own home for as long as they can possibly stay. And the Interfaith volunteers are the ones that take them to their doctor's appointments, and their health.

I've got four Riverhead residents right now that we're taking twice a week to dialysis. Once there, then four hours later I send another one to pick them up and take them home. These people can no longer drive or shouldn't be driving.

Last- in 2002, on the Helping Hands program, we put in 1395 hours of service for 30 clients. This year I only have statistics up to the last day of August, we put in over 1035 hours for 25 clients. We desperately need another home worker. We have to hire another home worker for Riverhead. The need is too great. We have a lot of- a huge waiting list.

The Interfaith volunteers last year gave 2699-2700 hours of

driving people- Riverhead residents to doctors appointments. This year as of the last day of August is was 1738 and that was over 150 Riverhead people that got to their doctor's appointments.

So anything you can give us will be more than appreciated. The money is well spent. It's not spent on overhead. It's spent on hiring people to help. Thank you."

Supervisor Kozakiewicz: "How much did we give you last year?"

Barbara Kujawski: "Two- two thousand."

Supervisor Kozakiewicz: "Two thousand?"

Barbara Kujawski: "Yes."

Supervisor Kozakiewicz: "Okay. So you'd be looking for that plus more."

Barbara Kujawski: "At least."

Supervisor Kozakiewicz: "Okay. Just to have it on the record. Okay."

Barbara Kujawski: "Thank you very, very much."

Supervisor Kozakiewicz: "Next speaker, please."

Maxine Jurow: "Hello everybody. I'm Maxine Jurow. I'm the Executive Director of Literacy Volunteers. We teach adults to read and write and speak English. We have an office-- we're in our 25th year of service to the county and we have an office at the Riverhead Free Library and I'd like to start by just reading a very small paragraph written by one of our students which says with English, my world will open up. I can work in my profession and I can use my experience to help people hear and learn about them. I know that my first goal is to learn English very well. My past life then will not be a waste.

And this is a woman from Argentina who is a trained nutritionist and dietician from her own country and would really like to give it back to the country she now lives in and she's only one of over 2,000 students that we work with across the county.

In Riverhead, we served 155 adult learners this past year and most of our tutors, our trained tutors, averaged about five students per year. They're a very dedicated bunch of highly skilled people. We provided two training- two training workshops were held and therefore 47 new tutors were trained.

There are still 62 students on our waiting list in Riverhead and these are people that really need to learn English to move on in their lives and in their jobs and in the community.

We also have two workplace projects that are in place where we're teaching adults to speak English at their workplace so that they can, again, upgrade their jobs, etc. We also have a pilot, Help Literacy project underway and two of the clinics in Riverhead will be part of the pilot project. One is the Riverhead Health Center and in addition, the Griffing Avenue Health Center will also be part of it. And it's to provide plain language materials so that both the patients and the receivers of the- the patients and the professional staff be able to more easily communicate with each other.

You know how you feel when you walk into a doctor's office and you don't know what he's talking about. Well, just try and think that you're not speaking English or that you're not very literate and you truly don't have any idea and you shake your head a lot.

We hope that with our whole plain language (inaudible) which is in its second year and it has been funded by several places including the Long Island Community Foundation and we really hope to- that this can blossom and we can help more people in the health field.

We would be very happy to be continued to fund- to fund us. It's been- I think it's our 5th year that we've been funded and it really helps support the Riverhead Library office.

Do you want- last year we got \$5,000 and with the new help project, it would be nice if it was more. So thank you so much."

Supervisor Kozakiewicz: "Thank you. Next speaker, please."

Ann Manduga: "Hi, I'm new to this. My name is Ann Manduga, I reside here in Calverton. I also work as a nurse for a local medical practice for Dr. Michael Dempsey. I became involved and aware of a non-denominational church here in Riverhead, Coming of the Lord Ministries. It is pastored by a bilingual pastor, the Rev. Diana Dilnicki (phonetic). She's become aware of the needs of the families of the local migrant workers and the (inaudible) of this community.

There is an outreach through her church to educate, distribute food, clothing, furniture to this area of the population. She also includes road safety, just a broad spectrum of education which interested me greatly.

There's no church building that's available yet and we just are asking for maybe a rental or some establishment within the community

to meet the needs here. They are aware of the conditions of the grants and are ready to comply and we are just grateful for any consideration. Thank you."

Supervisor Kozakeiwicz: "Thank you. Harvey."

Harvey Hellering: "I'm Harvey Hellering and I'm president of the East End Arts Council and I'm here to formalize a request- as a matter of fact, Barbara, I should give you this."

Barbara Grattan: "Thank you."

Harvey Hellering: "The request is for financial support through the Community Development Block Grant funding and it's for renovations to the Carriage House. The Carriage House is a structure, part of the town owned property on which the East End Arts Council operates off Main Street, and our request is for \$75,000 for these renovations. And we also anticipate that we can secure an additional \$50,000 in support from the New York State Council on the Arts through their capital grant program.

We've been working in cooperation with Ken Testa and Andrea Lohneiss, town officials, and also with Gary Jacquemin (phonetic) who is a well known local architect and very familiar with this particular structure. And we've identified renovation efforts within these budget constraints that will provide immediate improvements and also lay the groundwork for additional phases of construction that would be undertaken as more funds become available.

The renovation would provide multi-use space suitable for groups of up to 30 people. The existing square footage will remain the same. The initial stage includes the installation of a heating system, handicap accessible bathroom, improvements to walls and lighting and in addition- this is serious, the water lines of the building will have to be laid deeper to avoid the possibility of freezing in the winter.

This proposed phase is an important step in realizing the potential for the arts as an economic generator in downtown Riverhead.

Improvements to the building will enhance the downtown area by encouraging increased foot traffic and activities on the Arts Council grounds as well as on Main Street and along the Peconic river front.

The renovations will provide attractive much needed space for year round instruction and for those of you who aren't aware of it, a major art school is part of the East End Arts Council activities on this property.

The outdoor space will also be complimented and will also help for concerts and festivals. The interior renovations, and this is

very important, will provide much needed space for year round instruction. There's a really high demand for adult workshops and the large multi-use space will accommodate this.

Other possible uses of the space will be weekend artist demonstrations, musician rehearsal space, lectures for the public, and the current space will also help activities such as the country fair which would be accommodated in better facilities with this.

We thank you for your support and your efforts and the vision for a vibrant downtown and we appreciate your help."

Supervisor Kozakiewicz: "Thank you, Harvey."

Linda Fleming: "Hello, I'm Linda Fleming, Executive Director of Alternatives Counseling Services. We're passing out our proposal and brochures to you.

Alternatives provides drug and alcohol treatment and prevention to the east end. We've been in Riverhead providing services since 1977. You've been supporting us with Community Development grants since 1993 and your support has been most welcome.

What- we are doing something that obviously is addressing a need that many others have addressed earlier today and that is we would like to extend our services to the Spanish speaking population. It's something Alternatives has wanted to do for years. Unfortunately it's very difficult to find qualified professionals who can carry out-develop a program. But now I have and my colleague, Felix Petsie (phonetic) is here with me who will also address you, but he is now developing a bilingual program in conjunction with Sister Margaret Smythe and the North Fork Apostolate and also working with a lot of other agencies.

This will allow us to be able to deal with the needs of those Spanish speaking people who do get into trouble with drugs and alcohol. We expect with the new East End Drug Court, there will be more referrals than ever before.

The program will also address the family needs. In fact, I do believe starting next week we will be working over at the Apostolate in terms of working with families. We will be offering individual and group counseling as well as support services. It's a structured program in which we try to get- work with all the needs the people have in terms of their drug abuse problems.

The population as you know is growing and this is a need we are very happy to be able to now address and I'd like Mr. Petsie to say a few words."

Felix Petsie: "Good afternoon."

Barbara Grattan: "Please state your name."

Felix Petsie: "My name is Felix Petsie. Like Miss Fleming said, what we would like to do is develop a program that will address the needs of the Hispanic community."

I'm originally from Argentina and I speak Spanish, that's my first language but I also think we have a great potential for addressing the cultural needs of the population we want to work with, not just the language barrier but also a cultural one that we would like to address. Thank you for your help."

Linda Fleming: "People have been mentioning money. A few years ago you gave us \$20,000 but that was before others found out about this block grant. Last year it was \$4,000. But you may or may not realize that the drug and alcohol agencies of which we're contracted through the county, received huge budget cuts last year so any support you can give us in a program is greatly appreciated and we thank you."

Supervisor Kozakiewicz: "Thank you. Felecia Scocozza, Executive Director for Riverhead Community Awareness Program. Mr. Kozakiewicz and Members of the Riverhead Town Board: Riverhead Community Awareness Program is requesting funds from the Town of Riverhead Community Development Agency to help support our alcohol and drug prevention and education services for students in the Riverhead schools."

Since 1982 CAP has been the major provider of prevention programs for the Town of Riverhead and the Riverhead Central School District. CAP is grateful for the support for have given us in the past. However, we are once again anticipating a severe budget deficit in 2004.

As Linda Fleming just said, we did experience a 10% cut in our county funds in 2003. However, thanks to your support, we were able to provide our- all of our services without cutting any services, any programs, or any staff.

CAP's programs serve almost 2,500 students a year and their families. Please note that these numbers represent a 150% increase over the numbers of students served during the prior six years.

In the past, about 95% of the students who have received services provided by the Community Development Agency have been from very low income households.

Finally, I want to say that CAP conducts rigorous statistical analysis each year to assess the effectiveness of our prevention program. In the packet that I gave to the Town Clerk, I've attached a copy of the most recent valuation of our Pulaski Street School prevention program. The results of the post tests conducted in May, 2003 demonstrated a powerful, positive result, statistically significant as well.

That is students demonstrated increased knowledge and understanding of the material taught to them including risk factors and refusal skills that was directly related to participation in our program.

In order to avoid substantial disruption in our programs, it is essential that we cover our budget deficit. Thank you for your past and ongoing support of our programs."

Supervisor Kozakiewicz: "Thank you. Is there a number you're looking for? I know I didn't ask the prior speaker. I say \$10,000 written in there for information. Do you have that with us?"

Felicia Ssocozza: "Yes, it's in my packet."

Supervisor Kozakiewicz: "Okay, thank you."

Robyn Berger-Gaston: "Hi. I'm Robyn Berger-Gaston from Family Service League, Riverhead Family Center.

The Riverhead Family Center is a unique center in the town of Riverhead as it provides one stop shopping and comprehensive human services, providing a full range of services here right in the town of Riverhead on Roanoke Avenue. Both direct services and preventative programs are available, many of which are provided at no cost.

Direct services include case management, mental health counseling, drug and alcohol counseling, parenting education, vocational rehabilitation, parent-child groups, after school homework help, and an early literacy program. Violence prevention education classes are taught to children and anger management classes are taught to adults.

The Riverhead Family Center is now open on Saturdays providing a structured therapeutic recreation program for children with emotional and psychiatric conditions. This and other recreational programs at the center teach children impulse control, proper socialization, communication skills, and empathy.

Family centered activities are geared to building family relationships and enhancement of individual strength. While

participants in family centered activities are improving their personal and inter-personal skills, they do not report feeling the same stigma as others do in more formal clinic type settings.

Families struggling with financial stresses often work directly with both our case managers and their own therapists.

Funds from the town of Riverhead are enabling Family Service League to provide parenting education in both English and Spanish languages. We have been able to help parents recognize the cycle of violence occurring in their own families and this important step has enabled them to break this cycle and then to begin the healing process.

While we are able to provide this service completely free of charge, including the certificates of attendance, all of the materials and refreshments, we are not able to provide child care. The low income people that we're working with can't afford child care of their own and this, unfortunately, has made this free parenting program prohibitive to some of the people to attend these classes.

So we are asking for an increase in our Community Development funds so that we can continue to provide this service to all of the people who need it so that we can serve the parents who can still come to the classes and have an adequate child care provision for them.

On a good note, the funds from Community Development have enabled us to develop for the first time anger management classes. A week does not go by in our center where people do not come to our front door and ask if we offer anger management classes because they're either being mandated or their employer or their wife or somebody in their life has asked them to take some kind of anger management training. And now we have a six week class where, again, we offer a certificate of attendance and it's being offered by a family therapist.

This class is very successful. It's offered every Wednesday night and we're very happy to offer that to the Riverhead community. And we could not do it without the Community Development funds.

The dollars received from the Riverhead town through Community Development are specifically designed in Riverhead to help us help the town reduce violence both inside the home and outside the home, making Riverhead a safer place to be.

The Family Service League staff at the Riverhead Family Center look forward to our continued work with the Community Development funds in order to achieve this important goal."

Supervisor Kozakiewicz: "Thank you so much. Is there anyone else who would like to address us with regard to the subject matter which is the Community Development Block Grant, CDBG? If not, I assume I need to close this so that we can act and provide the necessary information to the county."

So at this time, the time of 2:45 p.m., not seeing anybody else wishing to address the Board, declare the public hearing closed. Thank you, Andrea."

Public Hearing closed: 2:45 p.m.

Public Hearing opened: 2:45 p.m.

Supervisor Kozakiewicz: "The time still being 2:45 p.m., Barbara, would you read the affidavit of publishing and posting for our next public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York on November 5, 2003, at 2:10 p.m. regarding the adoption of the 2004 annual budget."

Supervisor Kozakiewicz: "Yes. This public hearing, I think, almost goes without the necessity of explanation, but I will anyway. We are required to hold this public hearing. As it turns out, it's always the week of Election Day and it's always the day or two after Election Day."

This is the preliminary budget that's been submitted and introduced by the Town Board which took the tentative budget that was filed by myself on September 30th as required by law.

From here, we'll hear your comments and by November 20th we will need to take action upon this preliminary budget. If we fail to do so, this preliminary budget becomes the final budget.

Anybody who would like to address the Board with regard to this subject matter, the matter of the 2004 preliminary budget? Sal Mastropolo."

Sal Mastropolo: "Sal Mastropolo, Calverton. My first question is how come the budget was not available on the internet so that we could have reviewed it at our leisure from home?"

Supervisor Kozakiewicz: "This is to hear from the public, not to address questions, so. The bottom line is I'm not sure why it

wasn't, Sal, but it was available as required by law."

Sal Mastropolo: "Okay. The second thing is the water district. Expansions to the water district come out of developers, right, when we expand the water district?"

Supervisor Kozakiewicz: "The water district when there's infrastructure improvements, when we grant the laterals or I mean the extensions to the water district, they're paid for by the individuals who do that work. Yes."

Sal Mastropolo: "Okay. The remainder of the budget for the water district, shouldn't that be self-funding in the form of rates?"

Supervisor Kozakiewicz: "We have equipment lines, we have maintenance lines, repair lines. So I'm not sure- it's always been in the- it's all black. I mean there's never been deficits with respect to the water district funding but maybe Jack can address your questions. I'm not sure if I'm understanding of the question."

Any other questions?"

Sal Mastropolo: "Oh yeah, I've got a whole list of them."

Supervisor Kozakiewicz: "Go ahead."

Sal Mastropolo: "Okay."

Supervisor Kozakiewicz: "We'll wait until you finish them all."

Sal Mastropolo: "Refuse and garbage. It shows a revenue of \$15,500. It seems awful low, I mean, considering we have money in all of our taxes for refuse, right, we pay in our tax bill. Don't we capture that money in the revenue column?"

Supervisor Kozakiewicz: "I think a separate fund. But that's- which fund are you looking at?"

Sal Mastropolo: "I'm looking at line 115."

Supervisor Kozakiewicz: "Line 115."

Sal Mastropolo: "On the fund summary. It says 2004 appropriations, \$2,644,446.00; estimated revenue \$15,500."

Supervisor Kozakiewicz: "What page, Sal?"

Sal Mastropolo: "Page E."

Supervisor Kozakiewicz: "E?"

Sal Mastropolo: "E."

Sueprvisor Kozakiewicz: "E" as in Edward?"

Sal Mastropolo: "E" as in Edward. On the green sheets."

Supervisor Kozakiewicz: "Yeah. What this is showing if I'm understanding- I'm not sure I- state your question again. Again, this is to hear public comment, not to really question, go ahead. Say it again."

Sal Mastropolo: "Well, my question is, okay, where does all the tax money that we pay, okay, in the form of a garbage and refuse line in our taxes, where does that get recorded as revenue? You're recording revenue here as \$15,500, okay."

Sal Mastropolo: "This is the same question you asked last year. We do not record as a revenue line. Revenue lines are typically lines that are such as building department fees, site plan fees, Justice Court fines. This is a tax levy, of tax appropriation. What we do is we charge households for revenue and garbage and then we pay out the carters as an expenditure. So I'm not sure- "

Sal Mastropolo: "So we don't capture the revenue? In other words- "

Supervisor Kozakiewicz: "It's not a revenue item. And I'll let Jack express the comment on that one. I think again, we're getting into a, yeah, go ahead."

Jack Hansen: "If you go further across the line, there's the tax."

Sal Mastropolo: "Oh, I know where the tax is."

Jack Hansen: "That's the tax (inaudible)."

Supervisor Kozakiewicz: "I think what he's asking is where is the- where does it show up in the budget as a revenue which- and I think that's where the problem comes in. We show revenues for various other fees that we collect when we collect them from users. It's not a fee."

Sal Mastropolo: "Okay. I've got you what you say."

Supervisor Kozakiewicz: "Okay?"

Sal Mastropolo: "What you're saying is- "

Supervisor Kozakiewicz: "It's a tax appropriation."

Sal Mastropolo: "You're recording the revenue in the tax levy portion. You're determining, all right, I'll take that question back."

Supervisor Kozakiewicz: "Okay."

Sal Mastropolo: "Line 120, the ambulance district. Can somebody explain, you know, how we spend \$485,000 in the ambulance district?"

Supervisor Kozakiewicz: "We spend- we're tax levy at 2478-475."

Sal Mastropolo: "Yeah. You have a 2004 appropriation of 485,975, with estimated revenues of 7500."

Supervisor Kozakiewicz: "I see- okay."

Sal Mastropolo: "I mean, are we buying a new ambulance? It's all volunteer, right, so we're not paying salaries."

Supervisor Kozakiewicz: "It is volunteer but there's a contract that is entered into between the ambulance district which is a special district formed by the town board with the volunteer ambulance corps. They have to acquire equipment, they have to acquire medications, they acquire new backboards- "

Sal Mastropolo: "Okay. So those are in the form of equipment and supplies?"

Supervisor Kozakiewicz: "Right."

Councilman Lull: (Inaudible)

Supervisor Kozakiewicz: "Yeah. As Councilman Lull also noted,

there are some bonds that are being paid off for ambulances that were purchased in the past."

Sal Mastropolo: "Okay. Two other questions. One is in the general fund, there's a line transfers to other funds. And it has- in the full year '03 budget, it was \$819,075. In the full year '04 requirements, it's \$3,392,715.00. Okay?"

Supervisor Kozakiewicz: "Bond indebtedness, I am assuming."

Sal Mastropolo: "Excuse me?"

Supervisor Kozakiewicz: "That's what page, Sal, just so I know what you're referring to?"

Sal Mastropolo: "It's page 6."

Supervisor Kozakiewicz: "Page 6."

Sal Mastropolo: "I mean if we're keeping detail on a budget, okay, it seems strange that we would have something called transfers to other funds. It almost seems like a slush fund."

Supervisor Kozakiewicz: "See it, Jack? I think this is the transfer for bond indebtedness, but I'm not sure. Jack? This is the transfer to the other funds which is as I recall for bond- is this the bond service? No, this one is bond service. Yes or no?"

Jack Hansen: "There's \$1,850,000 of that \$2,000,000 he was talking about that's being transferred debt service."

Supervisor Kozakiewicz: "Okay. It was debt service."

Jack Hansen: "There's money being transferred to the risk retention fund, the insurance premiums."

Supervisor Kozakiewicz: "Okay."

Jack Hansen: "As an example."

Supervisor Kozakiewicz: "Okay."

Sal Mastropolo: "Okay. I guess my question is how come we don't track that stuff in more detail rather than just have a general

line that's a transfer- "

Supervisor Kozakiewicz: "There is more detail in the preliminary budget which is on file with the Clerk's office. There are funds that link into that."

Sal Mastropolo: "Okay. And one last question, there's a line item 081600 refuse and garbage in the general fund for \$230,200. There's also a fund code of 115 refuse and garbage district for \$2,644,446. How can we have a line in the general fund as well as a line in the garbage district? What's the line in the general fund for?"

Supervisor Kozakiewicz: "I believe the general fund- there's a yard waste component and that's what that's for. We have to operate a yard waste facility up at Youngs Avenue that was previously operated out of the Osborne Avenue highway yard and that yard waste which is collected at no charge as a benefit to the residents does cost the town money because we have to dispose of it or we had to dispose of it previously to Crown Recycling."

Now, based upon the set up that we have at the landfill, we have additional staff- a separate staff that have to be funded by a mechanism in order to keep watch to ensure that that material that's being dumped there is not adulterated containing any plastics or any other things so that it can be made into compost. That's why the one fund. And the other fund is the household garbage pickup. That's why there's two distinct lines."

Sal Mastropolo: "Okay. That's all I had. Thanks."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board on budget, the 2004 budget. Not seeing anybody wish to do so, declare the public hearing closed, the time being 2:55 p.m."

Public Hearing closed: 2:55 p.m.

Public Hearing opened: 2:55 p.m.

Supervisor Kozakiewicz: "2:55 p.m. still being here, Barbara, we're to the last public hearing. Would you read the affidavit of

publishing and posting, please?"

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York at 2:20 p.m. regarding the special permit petition of Allan Corby."

Supervisor Kozakiewicz: "Okay. Mr. Corby, I'm going to ask you and- is that your wife, Susan Wells, are you going to testify, Susan? Okay, Mr. Corby, then I'm going to ask you if you would raise your right hand and repeat after me. Do you swear to tell the truth- do you solemnly swear to tell the truth, the whole truth and nothing by the truth, so help you God?"

Allan Corby: "I do."

Supervisor Kozakiewicz: "All right. Thank you. State your name and address for the record, please."

Allan Corby: "Allan Corby, 547 Manor Lane, Jamesport."

Supervisor Kozakiewicz: "Okay. And as I understand this is an existing residence?"

Allan Corby: "Yes."

Supervisor Kozakiewicz: "And it's on the west side of the road on a little more than an acre of land. Is that correct?"

Allan Corby: "That's correct."

Supervisor Kozakiewicz: "Okay. And you're looking to convert that single family into multiple or two family?"

Allan Corby: "Yes."

Supervisor Kozakiewicz: "Okay. And can you tell us why you're doing that?"

Allan Corby: "I'd like to create a living space for my mom to have her live with us and she wants her own bathroom, kitchen, living room, bedroom."

Supervisor Kozakiewicz: "Okay. And I know the question is going to come up, if the Town Board chooses to take this step and

grant you a special permit, generally we would ask that there be conditions or covenants filed with the County Clerk's office and with the town which would covenant that it would only be for the purpose which you state, which is for your mother to reside with you and should that situation no longer be the case, that you would agree to convert it back to a single family. Would that be a problem for you?"

Allan Corby: "No, it would not."

Supervisor Kozakiewicz: "Okay. Any other questions from the Board? Anything else you want to add, Mr. Corby?"

Allan Corby: "No. That would be it."

Supervisor Kozakiewicz: "Thank you so much for being here."

Allan Corby: "Thank you."

Supervisor Kozakiewicz: "Appreciate your being here. Anybody else who would like to address the Board either for or against the special permit application of Mr. Corby? Not seeing anybody wish to speak, we will declare the public hearing closed, the time of 2:57 p.m."

Public Hearing closed: 2:57 p.m.

Supervisor Kozakiewicz: "That concludes public hearings. At this point in time, if there's anybody who wishes to address us regarding resolutions, now is your opportunity. Anybody? Yes. Rolf Koesling. He was the quick one to get his hand up today. Rolf wins the prize. He just beat you, Sal."

Rolf Koesling: "Rolf Koesling, Wading River. Resolution 1196. Okay?"

Supervisor Kozakiewicz: "Question?"

Rolf Koesling: "Does this include- it says Hulse development road improvement project. Now there are two Hulse developments. Which one does this take care of or take care of both? One is known as Wildwood Acres and the senior one is Wildwood Hills. Two separate entities."

Supervisor Kozakiewicz: "We'll get back to you on that one because it's not indicated on the memo. It's telling me that it's for the Hulse development which I would think is the south one but it's a question of whether \$220,000 would be enough to do that. We'll- I'll check with that one and we'll let you know on that one. So you're asking whether it's Wildwood Acres or Wildwood Hills, correct?"

Rolf Koesling: "It's probably Acres because they're halfway done with it already. But I was questioning because- "

Supervisor Kozakiewicz: "Well, I know that's what they were doing. Okay."

Rolf Koesling: "All right. Now one more thing. The roads need it, no question about it. Are they going to do- as far as the Hulse Acres is concerned, are they doing all the roads in Hulse Acres or just some of them?"

Supervisor Kozakiewicz: "Whatever \$220,000 covers is what I'm told."

Rolf Koesling: "Well, I notice they started about five, six years ago, they did 19th and 20th Street, it's paved. Now they re-paved the whole thing all over again."

Supervisor Kozakiewicz: "There must have been a determination made from a highway standpoint that it needed it, Rolf."

Rolf Koesling: "Well, I just- I'm thinking about my Hill Street down there which is in bad shape. We've got a big mosquito pond there. So I hope there's enough left at least before they do one road or two roads twice, they do my road down there."

Supervisor Kozakiewicz: "Well, I know there's a lot of people who have asked for their roads to be done and I know Highway's trying to get to as many as they can. They did about 25 miles this year."

Rolf Koesling: "Yeah, but like I said do a road that they did five, six years ago and they did it over again. Thank you."

Supervisor Kozakiewicz: "Thank you. And we'll check on whether it's Wildwood Acres or Wildwood Hills. As a matter of fact, I'm going to call and let Jim run the balance of the meeting. Sal Mastropolo."

Sal Mastropolo: "Sal Mastropolo, Calverton. In Resolution 1180, on the fifth Whereas it mentions pool and tennis center. In Resolution 1181 where you go into significant detail on what's included in there, there's no mention of that. Should it be mentioned in that Resolution? I'll leave that question, you can answer it later. I mean, you go- it specifically says all the maintenance facilities, the irrigation pond, the pump house and everything, but no mention of the pool and tennis center.

1184, can you tell me where that precast restroom building is going? There's no mention in here."

(Some inaudible discussion among the Board members)

Councilman Densieski: "On the riverfront, towards the end of McDermott Avenue, downtown Riverhead."

Sal Mastropolo: "Okay. So it's meant for like the pier area?"

Councilman Densieski: "Correct."

Sal Mastropolo: "1187, I'm not sure if this was an oversight or if it was done on purpose, but in the Now, Therefore, Be It Resolved, it says the leave of absence without pay is being extended to include October 19, 2003 through January 18, 2004. But on the second Whereas, it's assigning him back to service effective June 24, 2003 through April 13, 2006. Was there another Resolution that covered the period from January 18, 2004 through April 13, 2006?"

Councilman Lull: "Yes. We expanded it."

Sal Mastropolo: "1188, that QED system."

Councilman Densieski: "It's the CAD program for the police department."

Sal Mastropolo: "Okay. First question is, is it in the budget? It's 100 and- "

Councilman Densieski: "It's a bonded- "

Councilman Lull: "It's bonded- "

Councilman Densieski: "It's a bonded (inaudible)."

Sal Mastropolo: "Okay. Second question is there's nothing in here, well, I guess the second question is the annual service cost is going to come out of the bond as well?"

Councilman Lull: "I don't know."

Sal Mastropolo: "And has anybody put that in?"

Councilwoman Sanders: "Maintenance you mean?"

Sal Mastropolo: "Maintenance on the software gets pretty expensive once you buy the software."

Councilwoman Sanders: "I know."

Sal Mastropolo: "Once you lease the software. Okay? Another question in here is that it specifically says that the cost of the escrow is the- is- comes back to us, the client? Did anybody pick that up? Okay. Here's what happens. Okay. The source code for the software, okay, there's an agreement in here that the developer will put the source code in an escrow account so that if he ever goes out of business, you'll have access to the source code so you can make changes later on or maintain the source code in the future should he go out of business. It says he'll put it in an escrow account. But it also says that the cost of the escrow maintenance is the client's. Okay? So you are going to have an ongoing cost associated with that. You should be aware of that. There's no mention in here of the cost- how much cost and where that's going to be covered."

Another thing is there's no mention in here of the cost of the third party software. There's about 10 licenses in here, one of which is IBM's informix relational database management system. Okay? Does anybody know the costs associated with the approximately 10 pieces of third party software? I mean this says we're going to spend \$120,000 for the QED package and it also says there are, you know, third party software packages but there's no mention of any of the costs of those software packages. Okay? So before you go and approve something like this, you should really understand what the cost of the third party software is.

I'm sure there's going to be costs associated with IBM's relational database. You know, maybe there's no cost associated with Windows, okay, but IBM software you pay for. Okay? You pay both a

license fee and you pay a maintenance fee. Okay?"

Councilman Densieski: "Sal, I just will tell you one thing that I know, I think it was Capt. Smith and Chief Hegermiller spent a lot of time, you know, going through it to make sure everything is right."

Sal Mastropolo: "Well, unfortunately, I just got the package today and I only had an hour to go through it but I spent 30 years working for IBM in software development so this stuff, okay, I'm knowledgeable on and you really need to understand the cost of all the packages that are required to run this piece of software."

Councilman Lull: "Okay. Thanks, Sal."

Sal Mastropolo: "1190 has no hourly rate associated with it. Usually when you have a Resolution for an interpreter, you have an hourly rate. You have dates and hours of service on call, flexible, but no hourly rate as to what she's going to be paid."

Councilman Lull: "I think our hourly rate is published in January for all interpretation consultants."

Sal Mastropolo: "Okay. 1209, has quite- it's new fees for- it's the new fees for excavations and 1210 is the new fees for hazardous- coastal erosion."

Councilman Lull: "Coastal erosion. Yes."

Sal Mastropolo: "Do the two come into play when you're bringing fill in for coastal erosion? Because it seems like- "

Councilman Densieski: "It's bringing- if you're taking fill off a site- "

Sal Mastropolo: "Or bringing it in. It says in here, okay, if you're bringing it in or taking it out, you pay. And it seems like the rates in 1209 are real high and it seems like the rates in 1210 are real low and I'm just wondering if the two go hand in hand. In other words, if you are bringing fill in or taking fill out in a coastal erosion, do you pay under both Resolutions? One from the coastal erosion point of view and one from an excavation point of view."

(Some inaudible discussion among the Board members)

Sal Mastropolo: "Yeah, Ed, your comment about taking it out, under Section A on the second page, it says for commercial and industrial subdivisions site plans or grading plans, a fee shall be imposed in the amount of \$2.00 per cubic yard for all material removed from or returned to the site in accordance with town requirements for drainage, parking and other town required improvements. So you're paying whether you take- "

Councilman Densieski: "I don't think that means if you have a site where you're doing repair or restoration bringing new soil in. I think it's like if you're building a golf course and you excavate and then you bring soil back. I don't think what you're implying is accurate, Sal."

Sal Mastropolo: "Okay. All right. Those are my only questions."

Councilwoman Blass: "Generally Chapter 12 permits, those are maintenance permits for the most part in the coastal erosion hazard area and they generally don't trigger an excavation permit."

Sal Mastropolo: "Okay."

Councilwoman Blass: "The way industrial commercial site plan applications would."

Sal Mastropolo: "All right. Thank you."

Kathleen Grodski: "Good afternoon. I'm Kathleen Grodski from Calverton. I'd like to speak about Resolution 1183. First I'd like to know why this Resolution wasn't brought up at a work session prior to today's Resolution and why are we in such a rush?

I'd just like to say- speak about this issue. I feel it's an unsafe and waste of money. I am totally compelled to speak about this proposal- proposed recreational senior and youth center at the guard house at Calverton. Shame, shame, on you Rose Sanders, Barbara Blass, and Jim Lull for voting to approved spending our recreational funds on this proposed temporarily fix. How ridiculous is this?

Have you been to see this building? This is one of the most unsafe environments that you could have picked. How can you justify spending our recreational money on this building? I can name many

reasons why this is a very bad choice of spending.

The traffic at the entrance of this building is definitely unsafe. This is the entrance to the industrial park. Trucks and drivers are driving by this entrance constantly. This building sits on a cement slab surrounded by wire fence, right next to the high tension wires.

You look at this building from the outside and you can see no windows open. The chimney on the roof is so short that the return air is sucked into the building to be breathed by all. This is very unsafe.

Now enter the building. Take a look around. There is asbestos labeled pipes and I believe that there possibly could be lead paint but I'm not a chemist. But I certainly have a doubt at the so called inspection that you said was made. Some of these issues are not addressed in the bid which started out at \$300,000 and now before even started is already up to \$402,000.

So where's the money for the clean up coming from? More money from the recreational fund? Which, by the way, Rose, you said would no way cost more than that. I feel Rose Sanders out and out deceived the people as to the total cost of this project. This is an outrage.

I also have to wonder how a Board can vote on a lease agreement without one actually existing. Don't we as taxpayers have a right to read such a thing before a vote is taken?

The bottom line here is the town needs to rescind this decision because it is one- for one has been based on deceit. The people of Riverhead don't want to see our seniors and youths' recreational money squandered away. How can you, Rose Sanders, have sat there and said that it would be three to five years before a new facility could be built? Who would you have build this, a crew of mice? The statement is a huge exaggeration of a time frame.

If you want- if they would just get started, we would have a building sooner than you think, one that could be surrounded by grass, with windows that open, and near ballfields that had been proposed already.

Stop beating this dead horse and put your time and our money into something usable by everyone and expandable in the future.

I would like to also thank the Recreation Committee for trying to do the right thing for our town, especially George Gabrielson for his letter letting the people know the truth about this proposal. Also John White for speaking out at the town board meeting. I'd like to also say the Greater Calverton Civic Association did discuss this matter at a general meeting last year and voted against it, so who exactly is this center for? The people don't want it here, it's a waste of money and it's an unsafe environment.

Please think twice before you acquisition any money for this job. I think you should take some time and truthfully look at the actual cost of this project before you pass it. I would also like to thank the Supervisor and Councilman Densieski for voting against this proposal originally.

Also, if you need a temporary center for the youth program which you are so inclined to have to have by this summer, why not use some of our vacant buildings downtown. Swezey's, the old Woolworth building, or maybe check with the Charter School. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address us on Resolutions? Yes. Oh, I'm sorry. Okay. I didn't see your hand up, I'm sorry."

George Shanahan: "Okay. George Shanahan. I wanted to ask you, there's a Resolution in the black book that's not on here, doesn't have a number. Should we- can we address that now or wait until this is over?"

Supervisor Kozakiewicz: "No. You can address it now if it's there."

George Shanahan: "Okay. I wanted to know what exactly it means. It sounds to me like it's a moratorium on non-residential building but it doesn't actually say it's a moratorium."

Supervisor Kozakiewicz: "So you're talking about the Resolution that Councilwoman Blass referred to- she's looking to bring off the floor? Is that the processing of non-residential site plan applications?"

George Shanahan: "Yes. Exactly."

Supervisor Kozakiewicz: "Go ahead."

George Shanahan: "Well, I just wanted a clarification on that."

Supervisor Kozakiewicz: "I think the desire and if I get it wrong, correct me, is to recognize the fact that the master plan or the comprehensive plan had been adopted by this Board by Resolution 1175 earlier this week on November 3, which creates the possibility or the potential for a conflict between existing uses allowed under zoning and those that are contemplated down the road, and further is asking that anything that's non-residential be subjected to a closer scrutiny, not that it would be, in fact, barred as a moratorium would be, just that it would be a heightened view or a heightened look at it."

George Shanahan: "What exactly would be the conflict then? I mean if someone- "

Supervisor Kozakiewicz: "I think there's-- it's-- that's one of the things I had a question on whether it should be a may or can have a conflict as opposed to will in all instances because I believe there might be instances where something may not and that was one of my questions. But I think the bottom line is there is a desire to make sure that we invoke-- and I forget the section of the code, 108, 113 C2 which is the provision that's already codified which allows us to conduct and hold a public hearing on site plans, if we deem it appropriate."

George Shanahan: "Okay. The conflict that I had in my mind was that anyone who is presenting a project before the Town Board under the existing master plan but was never signed by you guys, it's still going to be the same master plan, isn't it?"

Councilwoman Blass: "Sir, the intent is to allow for applications that demonstrate consistency with the newly adopted plan to continue. All applications are going to be asked to or all applicants will be required to submit the long form environmental assessment form which has a section that asks the town to complete whether this application complies with newly adopted land use plans.

In the event the application does not, there's going to be a recommendation that it be further studied either through the SEQRA process in giving it a positive declaration or in some other way. But the intent is clearly to capture those projects that have either a demonstrated use conflict or the performance standards in the site

plan that's submitted exceed or differ from the recommendations in the newly adopted plan. That's- that is the purpose."

George Shanahan: "Okay. Thank you very much."

Councilwoman Blass: "You're very welcome."

(Unidentified) "Good afternoon, members of the Town Board, Mr. Supervisor."

Councilwoman Blass: "Good afternoon."

Barbara Grattan: "State your name, please."

Mr. Lebohner: "I'm (inaudible) L-E-B-O-H-N-E-R. I live on Ida Lane in Aquebogue. First I would like to say to Councilman Jim Lull, thank you very much, Jim, for the help you extended to the residents of North Fork Woods. Without your help, the beautification program we did on the corner of Ida Lane and Church Lane would not be today."

As far as when the gentleman that just preceded me left, I'd like to make a little statement on that, on the moratorium. Am I out of line?"

Councilwoman Blass: "No, sir. It's just that it's not a moratorium. I just want to make sure that that's clear."

Mr. Lebohner: "Okay. Well, that's what I thought it was. This morning I had to go out to my union hall, Local 25 IBEW on some Hallockville business. I'm a retiree of Local 25. I'm also a volunteer at Hallockville. And while I was waiting to talk to the business manager, I was looking at the unemployment list. The unemployment list for Local 25 is 286 as of 9:00 this morning. Now this is electricians."

How many plumbers, steamfitters, bricklayers and the rest of the people that are in the building trades are out of work? Our economy is based on the blue collar worker. If the blue collar worker doesn't work, nobody works. All you have to do is look at upstate New York and see what the economy is up there."

So if there's anything to do with denying the applications for the commercial development, I hope you people will look at it quite closely and realize what the impact will have on our economy. Because

if the blue collar worker does not work, we suffer. You suffer, I suffer in one way or another. And by the way Local 25 committed themselves this morning to not only help us with the chick house, they also committed themselves to upgrading our fire alarm system in the various buildings. This is at no cost to the community. This is strictly voluntary work from Local 25 electricians on their days off and the various contractors that supply the equipment.

Thank you very much."

Councilwoman Blass: "Mr. Lebohner, I'd like to respond. First of all, I know of the extent of the work and the donations that the Union has made at Hallockville and it's greatly appreciated.

But just to clarify and further punctuate my former comments. This is not an attempt to deny applications. What we're doing here is ensuring that all new commercial applications abide and conform to our newly adopted rules. When we talk about a transfer of development rights program that requires or that is looking to absorb 70% of its development rights in commercial applications, we want to not- we want to ensure that these applications then abide by those rules as well otherwise all of our work would be for naught.

So that's all we're doing here. We've adopted new rules. All the applications that we get from here on up similar in a sense to what we're doing in the residential resolution that we're entertaining this evening. This is using the SEQRA process to ensure compliance with a newly adopted master plan. There's no denial- "

Mr. Lebohner: "Three years it's been in the works. I believe we adopted it Monday?"

Councilwoman Blass: "Monday evening."

Mr. Lebohner: "Yes. And I'm all for it."

Councilwoman Blass: "Great."

Mr. Lebohner: "But we also have to take into consideration that if we- they have to go by the rules and everything that we have set."

Councilwoman Blass: "Yes."

Mr. Lebohner: "We have to also keep in mind what it's going to

be doing to the blue collar worker. Okay? Thank you very much."

Supervisor Kozakiewicz: "I know the gentleman, well, there's Mr. Smrek wanted to come up, but go ahead. Yes, sir, go ahead."

Gene Parrington: "This is still on that resolution. My name is Gene Parrington. I'm a business rep for Local 25. I'm actually representing the Nassau Suffolk Building Trades Council today in lieu of Jack- President Jack Kennedy's absence. All right?

The Building Trades represent 60,000 members of these blue collar workers that Mr. Lebohner was talking about and I don't see where this resolution really clearly defines residential applications. Is it just- "

Supervisor Kozakiewicz: "It's non-residential."

Gene Parrington: "-- non-residential. Anything that- in other words all commercial and industrial applications will be put into this group, right? Is that what you're saying first of all?"

(Inaudible comment from the audience)

Gene Parrington: "Excuse me?"

Supervisor Kozakiewicz: "Excuse me. No one from the audience, please. Thank you."

Gene Parrington: "That's the question. Is it anything other than residential? In other words all applications for any commercial or industrial projects?"

Councilwoman Blass: "Outside of urban renewal areas, that is correct."

Gene Parrington: "Okay. I understand, and then you have a six month period right now between this and when the comprehensive plan goes into effect?"

Councilwoman Blass: "No, sir. There's a suggestion that it will take at least six months in order to write the zoning. It may be sooner than that, at which time these- the zoning will be adopted and these particular rules would not apply."

Gene Parrington: "All right, so it's not a moratorium- "

Councilwoman Blass: "It's not a moratorium, sir. We're looking for compliance. All new applications, we're asking that they comply with newly adopted policies and rules. And until such time they're actually codified in terms of use and building performance standards, we think it's appropriate to ask that they comply with what we recently adopted."

Gene Parrington: "I understand and it sounds like a pretty good plan and it's for intelligent growth, and we understand that. But there are a lot of people that are hurting also like Mr. Lebohner said and I hope this doesn't get caught up into like some, you know, limbo, you know what I mean. Committee limbo somewhere, where in other words if these projects are going to start, let's not be looking at them and cutting them or whatever, coming up with all types of excuses not to have them or whatever. We need to go ahead with intelligent growth in this area. It's not going to stop and we hope that you take that into consideration. Thank you."

Councilwoman Blass: "We've provided for intelligent growth. That's part of the reason why new rules went into effect."

Gene Parrington: "Okay, thank you."

Councilwoman Blass: "Thank you."

Supervisor Kozakeiwicz: "Thank you. Mr. Smrek. Thank you for being patient."

Walt Smrek: "Walt Smrek, Jamesport. I just have a question on 1183 and the question really was instigated by 1184. If you're going out for bids on a restroom, were there requests for bids on 1183, the recreation building improvement at the Grumman facility?"

Supervisor Kozakiewicz: "The answer is yes."

Walt Smrek: "There was a- "

Supervisor Kozakiewicz: "There was a bidding process. Yes. In fact, it was done with separate trades and which would be in compliance with New York State WICS (phonetic) law."

Walt Smrek: "Was there an architectural drawing of the completed building?"

Supervisor Kozakiewicz: "I think the plans and specs were done by the town engineer, to my memory."

Walt Smrek: "We're spending about \$360,000. Do we have a drawing for the building and a layout for the electrical?"

Supervisor Kozakiewicz: "There was a description of the specs prepared by the town engineer of what the work would entail and as I understand it there was also a site visit done in conjunction with the town engineer."

Walt Smrek: "Okay. Because there's nothing in the book outside."

Supervisor Kozakiewicz: "There is in the Clerk's office."

Barbara Grattan: "It's in my office."

Supervisor Kozakiewicz: "There's specs- bid specifications which were picked up by the various bidders in accordance with the state bidding process as well as our bidding process and they were asked to submit bids based upon a plan laid out. It's an existing building so I think it's a little different than building something from scratch as far as having actual drawings and details."

Walt Smrek: "Is there a period of performance on this fund?"

Supervisor Kozakiewicz: "We generally have that in the contract. We haven't gotten to that point yet because what happens is procedurally we'll take action on this. Assuming this passes and the bid award is granted, what will happen is we will require them to submit a performance security, a bond, that will ensure the completion of the work as well as submitting all the necessary insurance proof that they have liability coverage, Worker's Compensation insurance, unemployment insurance, and then a contract will be drafted which will usually have time of the essence and all of those requirements in it. Yes. That's what's envisioned by the contract is still being drafted and worked on. It's not finalized at this point."

Walt Smrek: "Okay. One other minor question. Is there a general contractor associated with this or does the town act as the general contractor?"

Supervisor Kozakiewicz: "The- we- under WICS, there's a general contractor, there's a HVAC there's electrical, I think there's a plumbing which are being awarding today. That's what the WICS law provides. The town engineer will be basically the project's manger or superintendent or GC if you would."

Walt Smrek: "Okay."

Supervisor Kozakiewicz: "Okay?"

Walt Smrek: "Thank you."

Supervisor Kozakiewicz: "You're welcome. Jill Lewis, please."

Jill Lewis: "Hi. I just want to make sure that I'm understanding because it seems that people are coming up talking about the commercial or it's called processing of non-residential applications. It appears to me and tell me if I'm wrong, that it's no different than the residential where you're actually- except for the fact that you are allowing growth to happen as long as it's in conformance with the master plan. And it isn't clear to me why we would have invested so much time and said this is what we know we want to see and then allow that development to move forward and when it's inconsistent we have to say no, we need to look at this a little bit further to understand why this type of application would go through."

You had the moratorium on residential development which you allowed for the development that conformed to the master plan. So it doesn't make sense to not have the same rules for commercial development in this town. I just can't believe that after four years, five years, that I'm sorry I see you shaking your head but I think it would be really unfortunate to have inconsistent development in some of our hamlets when we've been working really hard and you know that."

Councilman Densieski: "I don't think it's- I think it is very different than the residential because commercial growth expands our tax base and residential growth is choking our tax base."

Jill Lewis: "And I understand that argument but I don't think anyone is saying that it can't happen. It just needs to happen under the guidelines of the plan in which this community has worked, and the Town Board, has worked very hard on for a long time. And I'm not going to get into a debate with you. I just think that it's something that is consistent with what you're doing in the residential and I

don't know why you wouldn't move forward.

And, also, I just have a question about Resolution 1202. I'm just- does the Town Board usually review special permit restaurants or special permit applications and why is this going to the Planning Board?"

Supervisor Kozakiewicz: "This is the ministerial aspect, if you will, and I know this always creates certainly at this time of the year in light of the prior discussion on the other Resolution, it raises hackles. But procedurally when the application is submitted, it goes through a staff review. The staff review then, you know, asks for any clarification or additional information to be provided from the applicant if there's any incomplete information.

Then there's a classification and it goes to the Planning Board. So the process is that we take this step at this point. It's a- what you want to call it, a transfer or a submission to the Planning Board for their recommendation and their review."

Jill Lewis: "So does this type of application- will it- "

Supervisor Kozakiewicz: "There is ultimately a special- there will be a need for a public hearing at this Board's level. No question about it. Similar to what we did earlier. Of course, I'm sure there will be a lot more discussion but, you know, the special permit we had earlier for Mr. Corby where he was sworn. It would be the same format assuming the Board doesn't change that format where it would be a public hearing, notification, etc."

Jill Lewis: "And just one more thing. I just am getting more nervous. I'm thinking about this commercial, non-residential development. In the next six months, if you are allowing people to think that they can move forward with the applications that are inconsistent with the plan, you may have an onslaught of applications and we'll end up in a place that we never hoped or expected to be. So I hope that you will please consider that Resolution. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to- yes, hand in the back. Yup."

Angela DeVito: "Angela DeVito, South Jamesport. I'd like to address 1202. I have with me today petitions that were signed by residents of South Jamesport who adamantly oppose the potential for

this sort of facility to be put down in the area on Front Street- on the corner of Front Street and S. Jamesport Avenue.

We feel that it would have an extremely detrimental impact on the quality of our community. The issues this summer that have arisen over just parking alone for the existing Bayview Inn that is already there, has created a tremendous amount of division and animosity within the residential community and there is a question that at this point with the passage of the master plan, whether or not this particular project is consistent with permitted land use development for that area in South Jamesport.

So what I would like to do is submit these signed petitions of South Jamesport residents to the Board for their consideration and ask at this point, I know you said that it's process. Whatever that process is, that it be limited to the absolute degree that you can limit moving this aberration along."

Supervisor Kozakiewicz: "Thank you. Okay, next speaker. Yup, right up here in the very front."

Marilyn Sabol: "Marilyn Sabol, Riverhead. 1182."

Barbara Grattan: "Excuse me. Your name, again?"

Marilyn Sabol: "Marilyn Sabol, Riverhead. 1182, you have a petition, Sound Housing. Does anyone on the Board know what it's for or can you direct me for what the petition is for to the right department?"

Supervisor Kozakiewicz: "It's a- well, it will be on file with the Town Clerk's Office. For one, it's a special permit petition for the location known as Willow Ponds and what they're looking to do is obtain a special permit ultimately from the Town Board to establish 222 more units at that location.

They had previously obtained under the Racket Club approval when Mr. Entenmann made the application, an approval to construct a total of 222 at that time. So they're asking for an additional 222."

Marilyn Sabol: "So bringing it up to over 400?"

Supervisor Kozakiewicz: "That's correct."

Marilyn Sabol: "And do you know by any chance where they want to put these extra units?"

Supervisor Kozakiewicz: "They would be south of the current location, closer to Sound Avenue."

Marilyn Sabol: "Would I- assume that could be considered what could be then Phase 4?"

Supervisor Kozakiewicz: "That's correct."

Marilyn Sabol: "Do you have any idea or would you even know when the plans would be to start construction of that- "

Supervisor Kozakiewicz: "We're way off that, but this is just a referral. It's going to go to (inaudible)."

Marilyn Sabol: "Will this be open to the public in terms of when Willow Ponds goes before the Board?"

Supervisor Kozakiewicz: "Absolutely. There's got to be a public hearing."

Marilyn Sabol: "And that will be posted in the newspaper?"

Supervisor Kozakiewicz: "As well as the property."

Marilyn Sabol: "What do you mean as well as the property?"

Supervisor Kozakiewicz: "The property should be posted as well. We- I mean we require certified mailings, I'm sorry. We require certified mailings under the code for any individual who's within a radius of the proposal. So there's certified mailings that need to be sent by the applicant's attorney and it certainly will be in the paper."

Marilyn Sabol: "So, therefore, I can assume since I live in Willow Ponds, I will receive notice?"

Supervisor Kozakiewicz: "If you're within that radius, yes."

Marilyn Sabol: "Well, what would be the radius?"

Supervisor Kozakiewicz: "I- five hundred feet, I believe. Five

hundred feet."

Marilyn Sabol: "Five hundred feet. All right, thank you very much."

Supervisor Kozakiewicz: "You're welcome. Anybody else who would like to address us on resolutions? John White."

John White: "John White, Calverton. Basically I also want to speak on 1183. As you know, I'm Co-Chairman of the Rec Advisory Committee, which Rec Advisory Committee had twice asked the Town Board to vote no on this project.

Also, I am Vice-President of the Calverton Civic Association who also urged the Town Board to vote on this project. As it is on public record from the Wading River Civic Association, they even said that it's six miles from their location and they wouldn't use it for meetings either.

I've talked to literally dozens of people on this and I really come back with the same question. Who's asking for this? I haven't found anybody. The seniors look at the pictures and they say, we won't go there. I've got pictures right here to show it. I've got pictures to show the asbestos in the building, possible lead that's in the building.

I mean if you want a bullet proof place, this is it. But the windows don't open, the location is wrong. The day we went there to look at it at Rose's request, the Rec Committee, the first thing that I could think of is how out of the location of where it should be, it really is located. And that honestly it would have been better suited for the animal shelter because it was all paved and it had plenty of places for the animals to run.

The exact next day I went and spoke to Jim Lull of whom three people on the Committee have called him before the vote and tried to get a hold of him after the vote, and he has not called any one of the three of us back, myself, George Gabrielson and Kyle Conklin.

He told me when I brought it up to him about using this for the animals, he would not put the animals in this building. He wanted a 350 acre pine barrens preserve next door so the animals could go out there, the people could walk them out there, but it's not good enough for the senior to have that.

You want to put the seniors and the children in a compound, fenced in by an industrial park. It has all kinds of problems. The Rec Committee came back and said we'll spend \$800,000. Let's build it in the park and let's build it now.

I myself feel there are a lot of other places that could have been rented in the meantime. You could have had the largest senior center in the world in those buildings in Grummans when they lay vacant when the town had control. Also, you could have had the largest children's programs there, too. It never happened.

Why now? I know why. Because Rose Sanders wants the west end of town for votes. That's why it has to be there now. It's a bad location. You have buildings downtown. You have the Woolworth's building; you have the Swezey's building. They could go down there, it wouldn't be a problem.

I mean this thing got pushed so quickly along. If they would have put the time towards putting a new building up, it could have been under construction already. This building is going to need demolition before you can start construction. You could start from point zero and put a building up from scratch. You have to tear something down internally before you start to build. It could be done faster in the park, on the 62 acre park, the town owns the property.

I think it's the wrong thing for the town. There's grant money that might get lost over this. A \$350,000 grant, a matching grant that if the Committee doesn't have the money to back up and get other 350 from the federal- from the government, they might lose that. I think it's the wrong place. Thank you very much."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board on the subject matter of the Resolutions that are presently being considered? Yes. Larry Oxman."

Larry Oxman: "Good afternoon, Larry Oxman. I have a business at 42 West Main Street, Riverhead. This is regarding the 109 coming off the floor, the non-residential- I'm not going to call it a moratorium, but whatever.

I just barely glanced at it. I would really encourage the Board instead of pursuing that avenue simply to go ahead, congratulations on

adopting the plan, just write the zoning. Get it done. You can do it in sections. The commercial development could be done first. It's not as extensive as- or doesn't contain some of the issues such as some of the other passages do. Just let's get it done. Get it over with and move on. Build a good, strong tax base for Riverhead."

Supervisor Kozakiewicz: "Thank you, Larry. Anybody else who would like to address the Board? Sid Bail."

Sid Bail: "Sid Bail, President of the Wading River Civic Association. I'm speaking to the issue that Larry Oxman just addressed just to put in our two cents, that we support the idea of scrutinizing non-residential applications. But we do agree with Larry. It should be prudent and it should be expedient."

The election is over now and the holiday season is upon us and pretty soon we're going to be three or four months down the line. It's going to be cold and nasty and everything like that. And, again, you know, we supported the commercial moratorium. I said the "M" word, okay?

It's- but it- the salient argument against it I think was the idea that the town would do what it should do and should do it on an expedient basis. So, we support this but we do agree with Mr. Oxman, it should get done no matter who's on the Board. Okay? It's got to be done, like within six months time frame. Thank you very much."

Supervisor Kozakiewicz: "Thank you, Sid. Anybody else who would like to address the Board? Not seeing anybody wish to do so, let's go to resolutions."

Resolution #1176

Councilwoman Sanders: "All right. Accepts the 5% security bond of Riverhead Congregation of Jehovah's Witnesses. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. Resolution is adopted."

Resolution #1177

Councilman Densieski: "Accepts the security- I believe that's supposed to say security bond of Hook SuperX, Inc., CVS Drugs. So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull."

Councilman Lull: "A project that may very well help some in the Route 58 area, traffic. Yes."

The Vote (Cont'd.): "Kozakiewicz, yes. The resolution is adopted."

Resolution #1178

Councilman Lull: "Releases the performance bond of Harborview Homes, Inc., 600 Middle Road, Riverhead. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1179

Councilman Densieski: "Authorizes the Town Clerk to publish and post notice of auction of abandoned vehicles and all other unclaimed property being held by the police department. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes;

Kozakiewicz."

Supervisor Kozakiewicz: "For anybody interested, it will be on November 22nd, commencing at 9:00 at the Riverhead Town impound yard. And I vote yes."

Barbara Grattan: "The resolution is adopted."

Resolution #1180

Councilman Densieski: "Issues the findings statement pursuant to 6 NYCRR Part 617.11 and grants change of zone petition of Traditional Links, LLC. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1181

Councilman Lull: "Approves the site plan of Traditional Links. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "Hesitate a little bit just to make them sweat a little. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #1182

Councilwoman Sanders: "There's discussion on this resolution, Mr. Supervisor."

Supervisor Kozakiewicz: "Would you like to move it first and

then second it and then have discussion."

Councilwoman Sanders: "If you would like me to, yes.

Refers special permit petition of Sound Housing, LLC (Willow Ponds) to the Riverhead Planning Board. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded. Discussion."

Councilwoman Blass: "Mr. Supervisor, I'm only asking why this particular referral did not include the classification of the action and the determination of lead agency as all of our other referring resolutions do. I would like to suggest that the Town Board be lead agency in this application and that we determine- we classify the action as a Type I."

Supervisor Kozakiewicz: "Rick, there's no problem with doing those amendments, would there? Okay. So why don't we- "

Councilwoman Blass: "It's proper? Thank you."

Supervisor Kozakiewicz: "-- add onto that after the Resolved and Be It Further- Be It Further Resolved that the Town Board be and hereby declares itself lead agency under the State Environmental Quality Review and declares the action a Type I under SEQRA. Okay? I mean it's not very well worded, but I mean that makes the point, right? And then we'd have to say that- "

Councilwoman Blass: "And amend the title as well."

Supervisor Kozakiewicz: "-- and the title we'd have to change to also indicate declares lead agency, classifies action, and refers special permit. So, what did I just say?"

Councilwoman Blass: "Determines lead agency and classifies action, refers special petition to the Planning Board."

Supervisor Kozakiewicz: "It was a long night last night. Okay. Okay. So we'll make that amendment. Barbara, I'll give it to you."

Barbara Grattan: "Will you be here tomorrow?"

Supervisor Kozakiewicz: "Absolutely."

Barbara Grattan: "Ready to vote?"

Supervisor Kozakiewicz: "Well, we need to have a motion to amend, so, if nobody objects, would there be a motion to amend it to reflect those changes?"

Councilwoman Sanders: "So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Okay. Let's vote on those amendments first."

Barbara Grattan: "Okay. So that was Sanders and Lull?"

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "Yes, on the amendment. And now we need to move it with the amendment. Is there a motion?"

Councilwoman Sanders: "So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilwoman Blass: "Yes."

Supervisor Kozakiewicz: "Moved and seconded. Okay, vote, please."

The Vote: "Sanders, yes, as amended; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1183

Councilwoman Sanders: "Awards bid for recreation improvements formerly the Grumman guard house. So moved."

Councilwoman Blass: "And seconded."

Councilman Densieski: "Discussion."

Supervisor Kozakiewicz: "Moved and seconded first. Discussion."

Councilman Densieski: "I'd like to- based on all the comments that I have heard, based on the civic groups who do not even want to go there, and based largely on the community that doesn't want to go there, and based on the huge amount of money that we're going to spend there, I would like to amend this resolution to read: To post and publish a notice for a public hearing to consider awarding the bid for the recreation building improvements formerly the guard house. Let's hear what the public really has to say because I don't think the community is for it. So I'd like to move it with that amendment. Do I have a second?"

Supervisor Kozakiewicz: "So what are you doing specifically, just so I understand it."

Councilman Densieski: "Posting and publishing a public notice to consider awarding the bid for the recreation department- I mean the recreation building improvements."

Supervisor Kozakiewicz: "So you're adding a- additional Resolve. Is that what you- "

Councilman Densieski: "No. I was changing the actual title to say post and publish a notice- "

Supervisor Kozakiewicz: "But it's got to say it somewhere in the body of the resolution."

Councilman Densieski: "Okay, there too then."

Supervisor Kozakiewicz: "Okay."

Councilwoman Sanders: "This isn't publishing and posting. This is awarding the bid. We already published and posted it."

Councilman Densieski: "I know we're not required by law but I think it would be the right thing for the community to have an opportunity to speak on this."

Supervisor Kozakiewicz: "Just so I'm clear what I'm seconding because I'll second it if there's nobody else just to get the issue

moving forward so we're not here all day. You are going to amend the title to say- "

Councilman Densieski: "Post and publish a notice- "

Supervisor Kozakiewicz: "Authorizes the Town Clerk to publish and post- "

Councilman Densieski: "Okay. A notice for a public hearing to consider awarding the bid for the recreation building department improvements."

Supervisor Kozakiewicz: "Okay, the Town Clerk to publish and post a public hearing to consider, okay."

Councilman Densieski: "And if the community is in favor, then we should do it."

Supervisor Kozakiewicz: "Public hearing to consider the award of bids- so I'm going to read it and see if we agree. If not, then, we go from there."

So the title: move to amend, first amendment. Authorizes the Town Clerk to publish and post the notice of public hearing to consider the award of the bid for recreation building improvements pawns formerly Grumman guard house and then I assume that what we're going to do is do a new Now, Therefore, Be It Resolved, instead of that the bid actually be awarded. We're going to do the same thing. Therefore, Be It Resolved, that the Town Clerk be and hereby is authorized to publish and post the notice of public hearing to allow the public to comment- or to provide for a public hearing to consider the bid. Is that what you're looking to do?"

Councilman Densieski: "Yes, sir."

Supervisor Kozakiewicz: "Okay. Any discussion?"

Councilwoman Sanders: "I just have a comment. This will then set precedent for any other amount of money that we spend for future projects that we will do the same. Once we are at the point of awarding a bid we're going to subject it to another public hearing because we've done projects at Grangibel, we have done projects on Dam Road, we have done projects- "

Supervisor Kozakiewicz: "Be careful."

Councilwoman Sanders: "Excuse me. That's the name of the road. We've done projects at Stotzky Park at the All Children's Playground where we have spent considerable sums of money and have never subjected an awarding of a bid to this scrutiny. So if we're going to go this route, I just want to ensure that we do this henceforth for all other bids. And that's not to say that I would support that--"

Supervisor Kozakiewicz: "Any other discussion?"

Councilwoman Sanders: "-- either. But I'm just saying that if we do it today and if it passes, that we have to pass it- that will set the precedent for other awards being treated equally in the future."

Supervisor Kozakiewicz: "Want to hear a counter argument but I don't want to belabor it because I think we're- want to move on. I'm sure there's a lot of people who want to see other things happen which- has anybody got any questions with the language in the amendment?"

So you're moving to make those amendments, Councilman Densieski? I'll second it just to get to a vote, vote, please."

The Vote: "Sanders, no; Blass, no; Densieski."

Councilman Densieski: "I think the best question that was asked of us tonight and I don't think anybody answered it is who wants this center there? It's not the civic groups. It's not the recreational advisory committee that advises us how to spend the money. I don't know who wants it there. I don't think anybody wants it there. So I think we should have a public hearing and then maybe the community will come out and say, yeah, it's a great idea but maybe they won't. Maybe they'll come out and say no, spend the money in a more appropriate place."

We desperately need a center on the west end of town, we all agree on that. This is the wrong place and I think we should hear what the public has to say. So I'm going to vote yes."

The Vote (Cont'd.): "Lull."

Councilman Lull: "I have to vote no for the amendment. We

depend a great deal upon the bid process. It needs participation and in order to make things work for all our town business, we really need public participation and the bid process. To subject the bid process to a public hearing after bids have been awarded, I think may very well put a crimp in the number of people that- who would participate in our bid process. So at this point, I have to say no."

The Vote (Cont'd.): "Kozakiewicz."

Supervisor Kozakiewicz: "Kathy, let us talk. Okay? You had an opportunity to address the resolution, with all due respect. Thank you for your comment but let us take our action."

My vote really doesn't make a lot of difference right now and I'm going to reserve most of my comments for when we get to the resolution that's been previously moved. I agree that this would set some sort of new precedent although this whole way- this whole thing came about is somewhat precedential in light of the fact that the Recreation Committee did ask that this thing be tabled so that a full forum could address it. So it would not, I don't believe, set some sort of precedential value as suggested.

I, again, my vote means nothing at this point in time. I don't think there would be a precedence so I would vote yes to call for a public hearing. I realize that my vote does not allow it to pass with the resolution as it's been amended and, again, I'll reserve my comments when the resolution comes up as it's been previously moved.

So back to the original resolution. Any further discussion? If not, let's take- "

Councilwoman Sanders: "On the original?"

Supervisor Kozakiewicz: "This is the original without any amendments because the amendments did not pass. So- "

Barbara Grattan: "Are you going to introduce it, Sanders?"

Supervisor Kozakiewicz: "It was."

Barbara Grattan: "Okay."

Supervisor Kozakiewicz: "It was introduced so it's up on the floor. The original resolution was moved and seconded. Then there was a motion to amend that which was moved and seconded and voted upon

and failed. So we have the original resolution still up before us for action."

The Vote: "Sanders."

Councilwoman Sanders: "I just have a comment before I vote and not to belabor the point and I apologize for belaboring this but as a past Chairperson of the Recreation Advisory Committee, that I honorably held for many, many years before I became the liaison to that committee and never was my intent every scrutinized as it is being on this project.

I will not dignify some of the accusations here today with a response other than I would like to go on record saying that I take exception being called a liar and the implication that I was deceitful in any way to my constituents. I wouldn't be able to sleep at night if I did that. That's not my MO.

Many of you who know me who have worked with me over the years know I don't do business that way, I don't intend to start now and I don't intend to operate that way in the future, and I just want to make sure that everyone knows that I did take exception to that fact.

We have spent money on many activities in this town before that we will never see again. We spent rental fees for the purposes of RIFTA. We spend money on Blues Festival and there are other many activities that this town sponsors and supports that we'll never see the money that we invested in that again. And I don't see that to be the case here. I would never spend the taxpayers money unwisely if I didn't feel the taxpayers had something to gain from it.

So, again, I hate to belabor the point, but I have my honor to defend and I will not sit here quietly while someone attacks that.

I vote yes."

The Vote (Cont'd.): "Blass."

Councilwoman Blass: "I've stated from the very beginning that I supported this measure as an interim measure and while I fully expect and hope and will work towards a process that will allow us to either establish an alternate facility in the vicinity of the 62 acre recreation park set aside or actually I'm trying to attract the YMCA to a more suitable location in the vicinity of that park as well.

Because I do believe that that is the ideal location for a facility of this nature. However, until such time as those actions can get underway, we need something in that area that can serve the constituents for recreational purposes, meeting rooms, etc. And as an interim measure I support this resolution. My vote is yes."

The Vote (Cont'd.): "Densieski."

Councilman Densieski: "I don't call stopping a huge waste of money setting a precedent. And if it is setting a precedent, I support it. I think, once again, we're spending a huge amount of money just because we can. I don't think that Rose is personally being scrutinized. I think this project is being scrutinized because it is a big mistake.

I don't think Rose should be called a liar and deceitful. I don't think that's true. But I do think she's making a mistake. I don't think an industrial park is a great place for a community center, even as a temporary measure to the tune of hundreds of thousands of dollars.

If we're looking for a temporary measure, I suggest renting a storefront in Calverton or Wading River or somewhere until we do build a proper one in the proper location. I can't possibly support this. No."

The Vote (Cont'd.): "Lull."

Councilman Lull: "A question was asked of me once, why don't we consider this building for a new dog pound? And the simple fact is it's too small and always has been too small. But there are certain things about this- about this proposal that I think seem to be getting imaginarily developed.

And I- for example the whole issue about this building being so close to the entrance to the industrial park. It's not. The present entrance is not going to be the entrance to the industrial park. The industrial park entrance is 100 yards down the road.

Asbestos and lead. I can't believe that our town engineer would have gone through a procedure without first of all making sure that that was- that the testing was there or if the testing wasn't completed, that the actual testing was provided for in the funding.

Near ballfields. I don't necessarily think a senior citizen center has to be near ballfields but then I'm not looking at this as a senior center. I'm looking this as a place for the summer recreation program to be housed temporarily and they don't need ballfields. They will need- they'll need some grass to play on and the grass will be available as that entrance is moved and as part of the construction facility is to take down some of the blacktop and replace it with grass.

So it is a temporary proposal. A temporary proposal- the permanent facility which will include much larger (inaudible). This is not a big facility; it never will be a big facility. I believe when the work is done on it, the work should be done on it with the idea in mind of it being able to be redeveloped as a preschool or something along those lines.

And the reason that is is that a preschool is going to be required on that site. The Empire Zone does allow and does encourage the Empire Zone Coordinator to provide access to a preschool or at least child care for the people who work within the Empire Zone. And that is going to be coming. It's not going to be coming in a hurry but it will be coming and it will be ready.

The one argument that I have heard against this is an argument that I do buy. It's an argument that Cal Conklin (phonetic) gave me when I talked with him. And that's very simple. \$400.00. That \$400.00 when taken out of the recreation fund does deplete the fund in a way that might make it questionable as to could they do anything else- everything else that they wished. And the probability is no. I mean yes it would deplete it to a certain extent. I would like the Town Board to make a commitment that when this building is sold, that although you can't do it legally, you can't put it in the rec- park and rec fees money, that it be the money achieved in the sale of this building, and it's going to be- it may not be the \$400,000 but it will be close to it and if it isn't for the \$400,000 you have to consider the rent that is done away with, that you don't have to pay for the building.

But I believe that that money should be set aside to support park and rec projects and that, unfortunately, is going to be the responsibility of a future Town Board of which I'm not going to have a vote. But that would be my recommendation to them to make use of that money to support it.

But it is the only significant argument as far as I'm concerned against expanding our summer program and using this facility to do it. So I vote yes."

The Vote (Cont'd.): "Kozakeiwicz."

Supervisor Kozakiewicz: "I almost don't want to go too far into this one because I know we've belabored it. One, the resolution, just so the record is clear, that was previously adopted did identify that \$402,000 I think was the number, would go back to Park and Rec fees, the trust fund, once the building sold.

What we've engaged in is obviously a difference of opinion from Town Board members and obviously a difference of opinion as to the policy that this Board should take with regard to this particular project the recreational project/senior center/meeting place. And we've had obviously a big difference of opinion.

I, too, join my colleague, Councilman Densieski, in voting no. I vote no for the reasons I previously stated when the resolution came up at the last meeting. I was originally on board as far as exploring this issue. I think the number became too high. I'm concerned that it's not the right thing to do.

We've heard from speakers again today that there's not an urgent dire demand from the residents. They are not supportive or at least those that are here have indicated they are not supportive of it being placed in that location and as I previously pointed out, I question whether a use which will become sort of a single type of use, i.e., a day care facility or something that's an open conference room type of facility will, in fact, maintain its value or value that's equal to or (inaudible) with what we're going to do as far as improvements to the building such that we will recoup the cost down the road.

I'm not a crystal ball reader and I guess there's a risk factor here. I'm just not confident once you start making a single type of use that you will see that use return to you. So I vote no."

Barbara Grattan: "The resolution is adopted."

Resolution #1184

Councilman Lull: "Authorizes the Town Clerk to post and publish a notice to bidders for purchase of prefabricated restroom building.

So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1185

Councilman Densieski: "Adopts a local law to repeal and replace Chapter 109 entitled moratorium on residential development of the Riverhead Town Code. So moved."

Councilwoman Blass: "And seconded, with an amendment."

Supervisor Kozakiewicz: "Moved and seconded. And motion to amend?"

Councilwoman Blass: "Yes, sir. I actually made copies of the amendment to make it easier, but we do need to reflect the fact that we have now adopted the plan as opposed to currently updating."

Supervisor Kozakiewicz: "So it's not the actual resolution that needs to be amended then."

Councilwoman Blass: "It's the- I'm sorry, it's the local law itself that's attached that needs to be amended. Two pages, page one and page two, you'll see what has been stricken."

Supervisor Kozakiewicz: "So the resolution itself remains intact. What you're doing to it is amending the notice of adoption. Okay. There's been a copy provided. All right. Is that a motion to amend so that it reflects then the legislative intent 109-001 that it's actually the Town Board has adopted the comprehensive plan as opposed to it is currently updating."

Councilwoman Blass: "That's the correction on page 1 and on page 2, there's also a correction to strike the words the final version of the comprehensive plan chapter outlining- "

Supervisor Kozakiewicz: "Okay. That's the substance of the changes?"

Councilwoman Blass: "That is correct."

Supervisor Kozakiewicz: "Okay."

Councilwoman Blass: "I make that motion to amend."

Supervisor Kozakiewicz: "Is there a second to amend?"

Councilwoman Sanders: "Second."

Supervisor Kozakiewicz: "Okay. Vote, please, on that amendment or those amendments."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "Yes. And is there a motion to move the resolution in the notice as amended? Is there a motion?"

Councilwoman Blass: "Sure. I'll move it."

Supervisor Kozakiewicz: "And a second by?"

Councilwoman Sanders: "Second."

Supervisor Kozakiewicz: "Okay. Moved and seconded. Vote, please."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1186

Councilman Lull: "Authorizes the Town Clerk to publish and post public hearing notice to consider a local law to amend Chapter 98 entitled Littering of the Riverhead Town Code, this having to do with dumpsters. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Sanders: "Discussion. I believe we made a- "

Supervisor Kozakiewicz: "Yeah, discussion."

Councilwoman Sanders: "-- at work session regarding that last sentence and it was- "

Supervisor Kozakiewicz: "All application forms- "

Councilwoman Sanders: "-- all application forms."

Councilman Lull: "Yes, I'm sorry. That was supposed to be changed."

Supervisor Kozakiewicz: "Okay."

Councilwoman Sanders: "And when it says shall be designed that refers to the fact that they're not- they don't currently exist if they're going to be designed or I'm not quite sure of the use of that word designed and what it implies there."

Supervisor Kozakiewicz: "Jim?"

Councilman Lull: "I'm sorry. Where are we- "

Supervisor Kozakiewicz: "It says all application forms shall be designed- what is the intent of the word designed? Are we still working on the forms? The forms are attached, so."

Councilman Lull: "The forms are here. All application forms shall be- "

Supervisor Kozakiewicz: "Quite frankly, I don't even know why we're doing this."

Councilman Lull: "It's to get- it's to get it going."

Supervisor Kozakiewicz: "We don't have to codify how the forms appear. It's part of implementing the law."

Councilman Lull: "It says- what it is is all application form shall be filled in and received. But that's- well, the thing has to do with the process. It doesn't have to do with the design."

Supervisor Kozakiewicz: "Okay. Why don't we just say all application forms shall be received by the Building Department- "

Councilman Lull: "Yeah. Just do away with that design. I have no idea where that came from."

Supervisor Kozakiewicz: "All right."

Barbara Grattan: "So you're taking design out and it's just going to be all application forms shall be- "

Councilman Lull: "Received."

Supervisor Kozakiewicz: "Received."

Barbara Grattan: "Okay."

Supervisor Kozakiewicz: "All right. This is just going for public notice. I'm not going to do the two step here, why don't we just move it as amended and vote."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1187

Councilman Lull: "Ratifies leave of absence for a police officer. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1188

Councilman Densieski: "Authorizes the Supervisor to execute a sales agreement with Queues Enforth Development Incorporated for an automated public safety software system. So moved."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Sanders: "Mr. Supervisor, in your absence there was discussion regarding some questions about software cost and third party software cost, whether they're included in the resolution. So I think based on those questions and we should just take a moment to possibly consider tabling this resolution so that we can look into that, get those questions answered, and bring it back at the next meeting."

Supervisor Kozakiewicz: "So is there a motion to table?"

Councilwoman Sanders: "Yes."

Supervisor Kozakiewicz: "Is there a second?"

Councilwoman Blass: "Second to table."

Supervisor Kozakiewicz: "Motion and second to table. Vote, please."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "Is this time sensitive, Bob, or I know the Chief and Captain have been- "

Supervisor Kozakiewicz: "Well, it was time sensitive in 1988."

Councilman Densieski: "I'm going to vote no to table."

The Vote (Cont'd.): "Lull."

Councilman Lull: "I'm going to vote no to table as well and the reason is this authorizes the Supervisor to execute sales agreement and with the understanding that Bob, you don't execute, that's all, you don't execute unless- and I would recommend the conversation with Sal had a lot of software background. No."

Supervisor Kozakiewicz: "Yes, to table."

Barbara Grattan: "All right. We've got three yes, 2 no, so I

think this resolution is tabled."

Supervisor Kozakiewicz: "Okay, let's keep going."

Resolution #1189

Councilman Densieski: "I jumped ahead."

Supervisor Kozakiewicz: "I know we've got the Halloween poster winners."

Councilman Densieski: "Accepts 5% security bond of Mill Pond Developers, LLC for the clubhouse. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1190

Councilman Lull: "Appoints an interpretation consultant to the Police Department and to the Justice Court. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1191

Councilman Densieski: "Extends the bid contract for office supplies and furniture. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1192

Councilwoman Blass: "Extends the bid contract for milk. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1193

Councilman Lull: "Appoints Ronald (inaudible) to the position of laborer in the yard waste department. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1194

Councilman Densieski: "Riverhead Sewer District budget adjustment. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1195

Councilwoman Sanders: "Scavenger waste district budget adjustment. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1196

Councilwoman Blass: "Just a question before I introduce this, Mr. Supervisor. Did you- "

Supervisor Kozakiewicz: "Yes. I was going to as soon as it was moved and seconded."

Councilwoman Blass: "Okay."

Supervisor Kozakiewicz: "I was going to indicate what I found out."

Councilwoman Blass: "Okay. I didn't know if there would have been a motion to table at that point."

Supervisor Kozakiewicz: "No. There's none."

Councilwoman Blass: "Motion- I move Resolution 1196 which authorizes or is a budget adoption in connection with Hulse Development road improvement project. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded. To answer Rolf Koesling's question earlier, I did speak with Ronald Caffrey (phonetic) the Deputy at the Highway Department and, yes, this is for the work that's being done on the number streets, in particular- which is underway and being completed.

He did indicate and we got into this thing of Wildwood Acres, Wildwood Hills, etc., that there is at least projections that with respect to the other work, the other subdivision, the other open space development, that there would be a hope to install drainage this winter, weather permitting, and with the drainage in place, to do paving next year. Okay.

Any other questions; any other discussion. If not, vote please."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes;

Kozakiewicz, yes. The resolution is adopted."

Resolution #1197

Councilman Lull: "Appoints Doreen Jackson as part time recreation leader in basketball to the Riverhead Recreation Department. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1198

Councilwoman Blass: "This resolution appoints Robbie Wilson to the Riverhead Recreation Department. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1199

Councilman Densieski: "Approves the return to work of Cheryl Hotchkiss. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull."

Councilman Lull: "Welcome back, Cheryl. Yes."

The Vote (Cont'd.): "Kozakiewicz, yes. The resolution is adopted."

Resolution #1200

Councilman Densieski: "Is a Riverhead Town Human Services Center project budget adjustment. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

(Some inaudible discussion among the Board members)

Supervisor Kozakiewicz: "Any other? Vote, please. Unless there's discussion."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes, Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1201

Councilwoman Sanders: "Riverhead sewer denitrification reserve fund budget adjustment. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "This one's kind of innocuous but this is an important one. This is taking money that's been deposited by developers for that infamous resolution 650 per gallon for the Riverhead sewer denitrification reserve fund and what it's doing is providing for the transfer so that we can do the pilot study which is the small golf course, the miniature golf (inaudible) to irrigate it with effluent with the hope that down the road we'd be able to do that on the Suffolk County course.

And I vote, yes."

Barbara Grattan: "The resolution is adopted."

Resolution #1202

Councilman Lull: "Classifies action and declares lead agency on special permit restaurant of Robert Patchell and refers petition to

the Planning Board. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Blass: "Discussion."

Supervisor Kozakiewicz: "Discussion."

Councilwoman Blass: "I don't know if any of my colleagues have had a chance to review this SEQRA staff report and the full environmental assessment form. But I believe they need to be amended per our action of Monday evening, that being the adoption of the comprehensive master plan. Although the- at the time this application was filled out, it may have been consistent with current adopted plans. We have since adopted new plans which make- which render this use inconsistent and I don't believe it's appropriate at this time to have supporting documentation that is inaccurate. So I'm going to ask that this resolution be amended so that the SEQRA staff report be updated."

Supervisor Kozakiewicz: "So, specifically, you are moving to amend- "

Councilwoman Blass: "Well, actually, I would like to make a motion to table it pending the amendment of the backup material which is now incorrect."

Supervisor Kozakiewicz: "Is there a second?"

Councilwoman Sanders: "Second."

Supervisor Kozakiewicz: "Moved and seconded. Vote."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "I'm looking at our Planning Director to see if I can get a little input possibly."

Rick Hanley: "The staff report was completed prior to Monday."

Councilwoman Blass: "That's correct."

Rick Hanley: "So it was actually correct when it was written."

Councilwoman Blass: "I acknowledge that."

Rick Hanley: "So what is the resolution doing?"

Councilwoman Blass: "This resolution- "

Supervisor Kozakiewicz: "I'm sorry. Barbara."

Councilwoman Blass: "It classifies action and declares the lead agency but refers to a SEQRA staff report that has been filed and I believe that that report should be amended."

Rick Hanley: "We use the report for decision making at the Planning Board and I would think that it should be accurate with respect to land use issues with the master plan. So, it's probably an (inaudible)."

Councilwoman Blass: "Meaning that you would concur that we should table?"

Rick Hanley: "Yes. I would agree that you should- I think the report should be amended. Whether you do it today or you table it, either way. But, how much housekeeping do they have to do? Is it a couple of sentences in the report or is it full of inaccuracies now?"

Councilman Densieski: "Rick, you answered my question. I want to vote yes to table because we have some cleaning- "

Rick Hanley: "Okay. Yes, thank you."

Councilman Densieski: "I vote yes."

Councilwoman Blass: "Thank you, Rick."

The Vote (Cont'd.): "Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "I'll join them because it doesn't make a difference. Yes."

Barbara Grattan: "The resolution is tabled."

Resolution #1203

Councilman Densieski: "Approves site plan of Maximum Motor Sports. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

Councilwoman Blass: "Discussion."

Supervisor Kozakiewicz: "Discussion."

Councilwoman Blass: "Mr. Supervisor, this resolution was not included in the packet the last time because we had a discussion at the work session wherein I believe we were- we had asked that the Planning Director provide some additional analysis."

Supervisor Kozakiewicz: "Rick, you have something, come on up."

Councilwoman Blass: "And it was my understanding earlier today that Mr. Hanley, at least when I asked earlier today, did not have this information."

Rick Hanley: "I had not. Is your thought to table this and discuss it further with the Board? Because since our discussion this afternoon, I did, in fact, do some calculations. I can talk to you about them now or at a work session. So, at the pleasure of the Board."

Councilman Densieski: "Is there a provision in the code that they're- "

Rick Hanley: "No. It's merely- I think what I offered the Town Board when it was at the first work session that it was discussed, there were some questions asked with respect to which new zoning district does this parcel lie within and what are the requirements in that district in terms of the building area. And I offered to do those calculations. I got busy with the master plan and the rest of it. So if it's going to be tabled, I would prefer to talk about this at a work session because it is somewhat complicated but if it fails- if the resolution fails to table, I'll certainly come back to the microphone and talk about what I've concluded here."

Councilwoman Blass: "Just to be accurate- "

Rick Hanley: "What I've done is I've gone back to two other projects where this Board exacted payment to the Community Preservation Fund in lieu of a transfer of development right on a commercial development. And I've gone back, done the history, done the math but, again, rather than talk about it now- "

Councilman Densieski: "Aren't those special permit applications, Rick?"

Rick Hanley: "They were both special permit applications."

Councilman Densieski: "Okay, and this is not a special permit application."

Rick Hanley: "That's correct."

Councilwoman Blass: "But the special permit- "

Councilman Densieski: "Is there a provision in the code- I was speaking."

Councilwoman Blass: "I'm sorry, you're right."

Councilman Densieski: "Is there a provision in the code, as the code is written, to legally charge this person. That's what I'd like to have answered."

Rick Hanley: "In the code?"

Councilman Densieski: "Yes."

Rick Hanley: "No. There is not."

Councilman Densieski: "Thank you."

Rick Hanley: "And the other two were, in fact, special permits. One was a CVS and the other was TC58 hotel."

Councilman Densieski: "Which required a special permit."

Rick Hanley: "Which required a special permit."

Councilman Densieski: "Thank you."

Councilwoman Blass: "For use or for coverage? I believe the CVS- "

Rick Hanley: "CVS was for coverage."

Councilwoman Blass: "-- location was for coverage but the hotel was for use. It was not for coverage which- that was the reason that the payment was made for the Community Preservation Fund. It had nothing to do with the special permit aspect of the application but had to do with the coverage similar- this application is similar in that respect."

Rick Hanley: "Yes. The CVS application was for- "

Councilwoman Blass: "That was coverage."

Rick Hanley: "-- additional coverage beyond the 15%."

Councilwoman Blass: "That is correct."

Rick Hanley: "The TC58 application was a special permit use but we exacted the funds because of coverage beyond what the master plan provisions were."

Councilwoman Blass: "And that's the analogy here. And, again, just to be complete, the second aspect that we require or we were asking for a clarification on was the curb cub and the cross easement issue."

Rick Hanley: "Yeah. I think there was a legal question."

Councilwoman Blass: "It was a legal question that to my knowledge has not been resolved as well."

Rick Hanley: "I have not spoken to Dawn about it. She hasn't spoken to me about it. So I really can't answer your question on that one."

Councilwoman Blass: "Respectfully, Mr. Supervisor, in light of that, I'm making a motion to table Resolution #1203."

Supervisor Kozakiewicz: "Is there a second?"

Councilwoman Sanders: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Lull: "Rick- "

Supervisor Kozakiewicz: "If there's discussion on the motion and a second to table, if that's what you're looking for, then I'll allow it. But if not, let's take the vote. This is painful. Vote, please."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "There's nothing in the code to allow us to do- this is different than CVS and the motel which I supported. This is not some big box store with unlimited funds. This is a Mom and Pop operation by a young couple trying to live the American dream that built their business right here in Riverhead on Route 58. And now they want to buy a piece of property and expand the business, and actually own the property."

Well, I don't know. I just see the American dream clearly drying up in this town, I really do. There's no way I'm going to vote to table it. There's nothing in the code that allows us to charge this. This isn't some millionaire who's got tons of money to get (inaudible) from the town.

I vote no."

The Vote (Cont'd.): "Lull, no; Kozakiewicz, no."

Barbara Grattan: "Okay, the resolution is not tabled."

Supervisor Kozakiewicz: "All right. The resolution is still on the floor. If there's going to be more discussion, maybe we will do at this point in time, if the Board would indulge me, and I'm sorry to do this to you, Jim, and the Maximum Motor Sports people, but I do see that we've had our young winners of the Halloween poster contest here for about 25 minutes and I'd like to take them. And I know this is very difficult but, you know, I'd like to get them home to their families, if I could."

So, if we could, we'll take a brief break from the resolutions

and allow all of our lucky Halloween poster winners to come up. Kelly, are you making the presentation today? All right, come on up. I'm going to ask my Town Board members to join me down below.

All right. And to think we had questions whether we'd still be here at this time when we started today's meeting, huh?

Okay. Kelly, are you going to do the honors? All right. At this time, I'm going to pass the microphone to Kelly (inaudible). Kelly's with our Rec Department. She's been the one who's been- I'm not sure if she actually did the judging but I know that she was definitely involved with overseeing this event and making the presentations. Kelly, I'll tell you what I'll do. I'll take the trophies out of there so that you can come up here and start making the introduction and the initial comments. So we'll switch places. How's that?"

Kelly: "Good afternoon everyone. I'm Kelly (inaudible), and I work over at the Recreation Department and I thank you all very much for waiting and I want to thank the Town Board very much for the opportunity to recognize our talented artists this afternoon.

Every year we do a Halloween poster contest at the Recreation Department for as long as I've been there and it goes way back beyond that. And it's one of our favorite things, to judge the Halloween poster contest. Everyone always does such a great job. And, once again, this year the posters were outstanding. They were hanging out in the hallway all last week and I just moved them up here into the Board room prior to the start of the meeting today.

So I'll get onto our winners and what you can do when you hear your name is come on up and you can get your award and maybe you can stand right up here in front of where your poster is and then at the end, we'll give a final round of applause and if anyone wants to take a picture, they can take a picture.

Okay? So we'll start with third grade, 1st place went to Jessie Hopkins from Riley Avenue School. And 2nd place for the third grade went to Megan Weiss from Roanoke Avenue School. Okay. Third place for the third grade went to Alyssa Sconzo from Riley Avenue School. Okay, you can stay up there and we'll go onto fourth grade.

1st place for the fourth grade Devin Schunk from Riley Avenue School. 2nd place for fourth grade, Sarahann Grathwohl from Roanoke Avenue School. 3rd place for fourth grade, Alison Milner from Roanoke

Avenue School.

Okay, we're up to fifth grade. All of the fifth grade winners were from Pulaski Street School. 1st place, Katina Falek. Is Katina here? Okay. 2nd place, Blake Delia from Pulaski Street. And 3rd place for the fifth grade, Brianna Gillian.

Okay, we're up to sixth grade. 1st place, Salaam Ghani from Pulaski Street School. 2nd place, Kyle Patterson from Pulaski Street School. And 3rd place, Ashley Brewer from Pulaski Street School.

As you can see from the posters, they did a wonderful job. We did it at the Recreation Department office, all of us, all the office staff at the Recreation Department. And they did a wonderful job and you can see by the artwork there, they're really talented and I just want to give them one more round of applause.

And, thank you, again, for everyone for coming out and thank you, again, to the Town Board members for allowing us this opportunity. Thank you."

Supervisor Kozakiewicz: "While they're concluding, we're going to take just like a two or five minute break, pit stop, if you will, to do what we need to do and then we'll be right back to action. Okay? And congratulations to all the young recipients and winners tonight and to everybody who participated."

Recess

Meeting reconvened

Supervisor Kozakiewicz: "Okay, let's start. We're going to resume. Let the record reflect that the time of 4:38, yeah, 4:38 and we're resuming after taking a brief recess and we're in the middle of Resolution 1293 which, Barbara, please refresh my recollection has been moved and seconded? Yes or no."

Barbara Grattan: "Tabled. We moved to table and it failed to do."

Supervisor Kozakiewicz: "Okay. So it was moved. There was a motion to table and that was defeated so we still have the resolution before us and I think it was up for discussion. Okay. Right."

Councilwoman Blass: "Discussion. And I think we need Mr.

Hanley."

Rick Hanley: "Okay. What I've done is I've calculated what a similar payment would be to the CPF for this project as compared to the TC58. What we did with TC58 was their square footage or maximum building area was 17.4% of the site area. The master plan designation was Business Corridor which had a maximum building area of 15% in the plan. Not in the code, but in the plan.

So we had agreement from the applicant that he would pay the difference based upon what CVS did. That amount worked out to be \$8.74 per additional square foot. This petition is also within the Business Corridor proposed. Maximum building area 15%. This petition has a building area of 11,196 square feet. Fifteen percent of the acreage of the site is 6,841 which is a difference of 4,355. So if you apply \$8.74 at the 4,355 square footage increase, it renders a fee of \$38,062. And that's the identical calc that we used for TC58. And that was earmarked for the CPF. This was done in lieu of a transfer. It mimics a transfer, but the money was earmarked for preservation funds."

Councilwoman Blass: "And, again, the TC58 application for a special permit was for the use and it was not a coverage issue."

Rick Hanley: "Correct."

Councilwoman Blass: "Okay."

Rick Hanley: "And the CVS special permit was for increased coverage."

Councilwoman Blass: "Right."

Rick Hanley: "So we used that as a model."

Councilman Densieski: "Let me ask you a question, Rick. Is there anything in the Town Code that requires them to pay this?"

Rick Hanley: "No, there is not."

Councilman Densieski: "Okay. So you could be calling this a tax then. I'm not going to put you on the spot to answer that."

Rick Hanley: "The power to tax is the power to destroy. John

Marshall."

Supervisor Kozakiewicz: "Very good."

Rick Hanley: "Marberry versus Madison (phonetic)."

Councilman Densieski: "I think if we are going to keep going on this road, we're going to call it minimum motor sports instead of Maximum Motor Sports."

Supervisor Kozakiewicz: "Any other discussion? Any other questions for Mr. Hanley?"

Councilwoman Blass: "Yes. Further discussion on the Highway Department, not the Highway Department, Suffolk County Department of Public Works on the curb cut."

Rick Hanley: "Yes."

Councilwoman Blass: "There was a letter referencing the fact that the curb cut would be located at such time- or be determined by future action of the County DPW."

Rick Hanley: "Was that the letter of Mr. Danowski?"

Councilwoman Blass: "Yes."

Rick Hanley: "Right."

Councilwoman Blass: "And I don't know that that issue has been resolved satisfactorily."

Rick Hanley: "Not to my knowledge."

Supervisor Kozakiewicz: "State that differently. Are you saying- "

Rick Hanley: "I'm not sure- "

Supervisor Kozakiewicz: "-- that's still an open issue?"

Rick Hanley: "-- I'm not sure I understood what the discussion was even at the work session, what Mr. Danowski's letter purported. How it affected this application necessarily."

Councilwoman Blass: "Yes. It's DPW but it references a curb cut that's supposed to be shown, I believe, for access from 58 to the site. And that's a site plan issue where- "

Rick Hanley: "The plan showed- "

Councilwoman Blass: "-- but it says a future application-future approval by the Highway Department."

Rick Hanley: "The final site plan showed a curb cut on Route 58."

Councilwoman Blass: "And is that-- "

Rick Hanley: "Maybe he can answer the question. Why don't you put that on the record?"

Councilwoman Blass: "Well, do you have- do you have- "

Supervisor Kozakiewicz: "This is somewhat unusual, but the question is, does the site plan show the curb cut? I'm not sure I understand the question. Is the question of what was left open between Mr. Danowski and the applicant?"

Councilwoman Blass: "No. The question was that it became apparent in this letter that the Department of Public Works had not yet decided on the location of the curb cut, at which case we were approving a site plan that- "

Supervisor Kozakiewicz: "For this application."

Councilwoman Blass: "-- for this application and I've no knowledge that or did not receive any correspondence from DPW to say where the curb cut was to be located."

(Unidentified): "We received the first response from the DPW. This site is getting the curb cut on Route 58 where indicated. The only question will be whether it's both right in and right out only or right out only. The curb cut is being approved. They sent me the details and the amount of the curb cut they want for the median to separate the incoming and outgoing traffic. It is being approved and it could be approved without us even using the link to the hotel if we don't want to."

Supervisor Kozakiewicz: "So let me just make sure I'm clear on the record. You've received an oral confirmation- "

(Unidentified): "I received written correspondence from DPW, their review. They've done their first review. I resubmitted the final for them to give us final approval and that's only required for building permit, not site plan approval."

Supervisor Kozakiewicz: "Okay. Any other discussion? Vote, please."

Barbara Grattan: "I'm busy."

Supervisor Kozakiewicz: "You're busy? Well, stop writing love notes, will you?"

Barbara Grattan: "So we're doing it just as it is?"

Supervisor Kozakiewicz: "At this point, yes."

The Vote: "Sanders."

Councilwoman Sanders: "No. Sorry, I had to think about it with all the information that I just- "

The Vote (Cont'd.): "Blass, no; Densieski."

Councilman Densieski: "This person worked hard enough to save enough money to be a part of the American dream, to be his own business person, to provide for his family, to provide a service to the town. And he's going to pay taxes; he's going to provide jobs, and I don't see any provisions in the Town Code to get fees from him, as much as I wish there was. And I think we have to be very careful that we don't start putting young business people out of business and I'm very concerned that that's the trend that we're taking.

So I'm going to vote yes for the American dream and I'm going to vote yes for Maximum Motor Sports."

The Vote (Cont'd.): "Lull."

Councilman Lull: "I'm not voting on the American dream, Ed. I'm voting on the fact that whether or not this applicant has supplied

the town with the necessary information for us to make a decision. To that, my answer is yes."

The Vote (Cont'd.): "Kozakiewicz."

Supervisor Kozakiewicz: "I'm going to vote yes and I'm going to explain why. As I see it, we took action in a previous case because it was a special permit application as pending before us. And as we know from the (inaudible) case, even though we had a resolution in front of us that was addressed in the affirmative, the town voted in the negative. It went to a lower court. The lower court sustained the Board's action. It went to the Appellate Division; the Appellate Division sustained the Board's action, and they have been denied leave to appeal to the Court of Appeals.

But basically the court said when you have a special permit, you can extract or require reasonable conditions attached to a special permit approval. This is a site plan process and I'm, quite frankly, unfamiliar with any case law, any decisional law, that says we can attach a condition that would otherwise not be required by law. And I would think that we could go through the action of requiring it but counsel over there would immediately file an action to set it aside if he wanted to or was asked to by his client.

Given that fact, as indicated, I vote yes. And I guess we'll be dealing with the site plan issues a little bit later."

Barbara Grattan: "Okay, that resolution is adopted."

Supervisor Kozakiewicz: "No, I mean the site plan for the commercial site plan process. No, I mean the resolution you're offering will deal with the site plan question, commercial site plan application later, I mean, in a different sense. But I vote to approve the site plan resolution 1203, just to avoid the confusion."

Resolution #1204

Councilwoman Blass: "This resolution ratifies a leave of absence for a police officer. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1205

Councilman Lull: "Authorizes the attendance at the certification course for tactical baton & OCAT for animal control officer. In case there are any questions about OCAT, it has nothing to do with cat, it's (inaudible) aerosol training. It's for pepper spray. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1206

Councilman Lull: "Approves stipulation of settlement. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "I'm going to abstain on this."

The Vote (Cont'd.): "Lull, yes; Kozakeiwicz."

Supervisor Kozakiewicz: "This is one we've been working at for a long time. I really was hoping we could do this a different way and I'll likewise abstain."

Barbara Grattan: "That resolution is adopted."

Resolution #1207

Councilman Densieski: "Authorizes the Town Clerk to publish and post a public notice to consider an amendment to Chapter 52 of the Town Code of the Town of Riverhead entitled Building Permit Fees. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "I envision a lot of discussion on the 18th of November."

Councilman Densieski: "Absolutely."

Supervisor Kozakiewicz: "These are the fees that we've been talking about as part of the budget. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #1208

Councilman Lull: "Authorize the Town Clerk to publish and post public notice to consider an amendment to Chapter 108 of the Code of the Town of Riverhead entitled zoning. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1209

Councilwoman Sanders: "Authorizes the Town Clerk to publish and post public notice to consider an amendment to Chapter 62 of the Town Code of the Town of Riverhead entitled Excavations and that is changing the fee from \$.50 to \$2.00 per cubic yard and adding remove from or returned to. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes;

Kozakiewicz, yes. The resolution is adopted."

Resolution #1210

Councilwoman Blass: "This resolution authorizes the Town Clerk to publish and post a public notice to consider an amendment to Chapter 12 of the Code of the Town of Riverhead entitled Coastal Erosion Hazardous Areas. SO moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1211

Councilwoman Blass: "This resolution authorizes the promotion to Wastewater Treatment Operator IIIA. So moved."

Councilman Lull: "And second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull."

Councilman Lull: "Promotion for Matt Hattorff. Yes."

The Vote (Cont'd.): "Kozakiewicz, yes. The resolution is adopted."

Resolution #1212

Councilwoman Blass: "This is a general fund budget adjustment. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, abstain; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1213

Councilman Lull: "A budget adjustment in the water district.
So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes;
Kozakiewicz, yes. The resolution is adopted."

Resolution #1214

Councilman Lull: "Authorize the Town Clerk to publish and post
a public notice for a local law to consider an amendment to Chapter
45A Architectural Review of the Riverhead Town Code. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes;
Kozakiewicz, yes. The resolution is adopted."

Resolution #1215

Councilman Densieski: "Authorizes the Town Clerk to publish and
post a notice of a public hearing special permit of 23 West Second
Street Associates, LLC and 33 West Second Street Associates, LLC. So
moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

Councilwoman Blass: "Discussion."

Supervisor Kozakiewicz: "Discussion."

Councilwoman Blass: "Actually, just a question. Did this
require Zoning Board amendment- relief from the Zoning Board of
Appeals? It talks about relief for setback. And, if so, did they get
it?"

Dawn Thomas: (Inaudible)

Councilwoman Blass: "I think- correct me if I'm wrong, but if there is a variance that's necessary, that has to be done before we do this. So do we- I actually tried to see Scott today (inaudible)."

Supervisor Kozakiewicz: "Now, I may be wrong, but I believe when you're in the Riverhead Public Parking District, you're allowed 100% lot coverage via a special permit application. And that's what this application is. It's not a ZBA application because the code allows for that coverage. It's 80% as of right when you're within the Public Parking District, 100% via a special permit, not a ZBA application. There's no required. Any other discussion?"

Councilwoman Blass: "No."

Supervisor Kozakiewicz: "Okay. Vote, please."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1216

Barbara Grattan: "Resolution 1216 to pay bills."

Councilman Lull: "So moved."

Supervisor Kozakakiewicz: "Is there a second to pay bills otherwise we're going to have a lot of vendors unhappy."

Councilman Densieski: "Second."

Supervisor Kozakiewicz: "Okay. Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The bills are paid."

Supervisor Kozakiewicz: "Okay. Barbara?"

Resolution #1217

Councilwoman Blass: "Mr. Supervisor, I have a resolution that I'd like to take off the floor, Resolution #1217 having to do with the

processing of non-residential applications."

Councilman Densieski: "Mr. Supervisor, I'd like to make a motion to amend this resolution."

Supervisor Kozakiewicz: "Is there- no, wait- is this seconded?"

Councilwoman Blass: "I haven't moved it. I passed it out because I thought you would want an opportunity to read it. I know we discussed it at work session but we never did see the final version."

Councilman Densieski: "No, we didn't."

Councilwoman Blass: "The final version was actually- it was requested to be prepared and it was not prepared in a timely fashion so I ended up doing it myself this morning. That's the reason that it- the late distribution, but we did discuss it at work session. Ed, I wasn't sure that you were present for the discussion."

Councilman Densieski: "Okay. Well, I understood that this was not ready today in its final form and I know how some of us are sticklers for details, procedure and protocol, and I'm just wondering shouldn't this go through the work session process in its final form?"

Supervisor Kozakiewicz: "That would be a motion to--"

Councilman Densieski: "I was going to make a motion to amend, Mr. Supervisor."

Supervisor Kozakiewicz: "Well, it hasn't been moved yet so why don't we just take a second to look at it."

Councilman Densieski: "Okay."

Supervisor Kozakiewicz: "Make sure we're aware of what's being proposed."

Councilwoman Blass: "While my colleagues are reading the resolution, I just wanted to point out that during work session we had 14, I believe, resolutions and we had over 50 this evening which meant that today basically we saw the balance of those resolutions for the first time as well."

Supervisor Kozakiewicz: "Actually that's not true."

Councilman Densieski: "But they are on the agenda- "

Supervisor Kozakiewicz: "Rather than that, let's not get into that. (Inaudible). All right. Is there a motion to move the resolution?"

Councilwoman Blass: "I move Resolution #1217 entitled processing of non-residential applications."

Councilwoman Sanders: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded. Any discussion?"

Councilman Densieski: "I'd like to make a motion to amend this resolution to say something similar to this. Authorizes the Town Clerk to post and publish a public notice to have a public hearing on the processing of non-residential applications. This is a very big decision with zero input from the community and I think it's basically a moratorium of some shape or stop (inaudible) measure. Let's see what the public has to say. If this is a great idea then I'll support it."

Supervisor Kozakiewicz: "Is there a second? Any other discussion?"

Councilman Densieski: "So much for public input."

Supervisor Kozakiewicz: "Any other discussion? I had a question and, Barbara, maybe you can answer it. Since this indicates it's non-residential, all non-residential, I have a question. Does agricultural applications which would not be subject to a site plan review otherwise under the Code pursuant to Chapter 54 under the site plan ordinance, now be captured?"

Councilwoman Blass: "Captured in what way? I would think all applications that are consistent with the master plan are and I would expect that all agricultural applications would be the first to want to comply with the new regulations since a predominant portion of our master plan has to do with agricultural activities. So I can't imagine that there would be anything that they would submit that would be inconsistent with the plan."

Supervisor Kozakiewicz: "Well, I raise it in conjunction with Chapter 44, I think, which is our right to farm legislation which

identifies the process where if an application for approval goes before the Farmland Select Committee and they receive approval, the statute specifically states that upon such approval, no site plan application shall be required.

This resolution in absence of clarification would in my mind say that's now subject to site plan approval."

Councilwoman Blass: "Well, what kind of application- "

Supervisor Kozakiewicz: "I don't know. I'm just asking the question. Have you- is there an answer whether this resolution by use of the word non-residential applications which in my mind would exclude anything or would capture anything except for a residential use. Anything. Not just commercial and industrial. It will capture others that that now would be captured and I'm not sure if the intent was to capture those."

Councilwoman Blass: "The intent is not to capture farm stands and agricultural buildings that are normally waived site plans for which are currently and normally waived based upon current zoning. We don't have any- and nor does the master plan recommend that any agricultural uses would be subject to site plan or anything along those lines. So this was merely intended to address the commercial applications and other non-residential applications to ensure that they now comply with new land use policies that were recently adopted.

It does not stop them from being processed. It does not stop them from proceeding along to their appropriate approvals. It's just asking and requiring- not asking, requiring that they comply per the SEQRA process that's in place with newly adopted land use plans."

Supervisor Kozakiewicz: "Okay. So my question then is- "

Councilwoman Blass: "If you'd like to- "

Supervisor Kozakiewicz: "I- would we amend the Resolve? I've got a lot of comments with respect to this. This is why I was hoping we could deal with it later. But I was hoping to at least include an additional Resolve that nothing herein should cause a site plan application to be required for agricultural uses not otherwise required to be subject to site plan review by Chapter 108, Chapter 44, or any other provision of the Town Code of the Town of Riverhead.

Also, would you- I would also move to amend the first Resolve so that it says until such time as zoning is adopted consistent with the newly adopted comprehensive plan or six months from the date hereof, whichever is less."

Councilwoman Blass: "Absolutely."

Supervisor Kozakiewicz: "Okay."

Councilwoman Blass: "I have no objection to either of those amendments assuming that this takes effect immediately. Six months from date of adoption."

Supervisor Kozakiewicz: "Okay. And a couple other. Do we- I was going to also make a change to the fourth Whereas where comprehensive plan results in a scenario whereby up to 70% of all development rights in the town can be utilized on commercial and industrial I think is what because it would not- would never be applicable to the agricultural setting as we say. And it's a may. It's not that it will be. Just to make sure that it's clear."

Councilwoman Blass: "May be utilized."

Supervisor Kozakiewicz: "May be or can be. May be. Yeah. The other- with- and the other one, two, three, four, fifth Whereas, again, in the second sentence between but inconsistent, again, the word may. Until the new zoning is adopted development plans may be submitted that are consistent with existing zoning but may be inconsistent. Okay."

And a conflict between the comprehensive plan and an application under existing zoning may require a more comprehensive analysis. Okay. I think we have to make a determination-- that's my question, as opposed to it's mandatory every time. I think the intent was to-right.

And the other one I have a question on is whether we in light of that we are now mandating- that first Now, Therefore, Be It Resolved, we repeat ourselves that they are accompanied by a long environmental assessment form and require all applications. Can we address that to say that the Town Board- I'm trying- no, that's all right. Whichever- so we're going to change it or six months from date hereof, whichever is less. The Town Board- "

Councilwoman Blass: "The idea there- well, the idea there was that all new applications shall require the long assessment form and those applications that we currently have that may not have- that's the different. Require all applications currently being processed, if they don't have the long form, that they should be required to fill one out now."

Supervisor Kozakiewicz: "Okay. I misread it the first time. The previous draft circulated didn't have that. Okay."

Any other changes? Any other discussion? I guess I'm going to have to give you these changes, Barbara. All right. Is there a motion- I'll make a motion to- "

Barbara Grattan: "Well, Eddy had a motion to amend."

Supervisor Kozakiewicz: "It failed."

Councilman Densieski: "It was a different amendment."

Supervisor Kozakiewicz: "It didn't reach- no."

Councilman Densieski: "Mine failed."

Supervisor Kozakiewicz: "I'm making a motion to amend to include those changes in the legislation. I'll move it. Is there a second?"

Councilwoman Blass: "Yes."

Supervisor Kozakiewicz: "Moved and seconded. Vote on those amendments."

The Vote: "Sanders, yes; Blass, yes; Densieski, no; Lull, yes; Kozakiewicz, yes. That's adopted."

Supervisor Kozakiewicz: "The amendment."

Barbara Grattan: "The amendments."

Supervisor Kozakiewicz: "Right."

Councilwoman Blass: "I will move Resolution #1217 as amended."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded. Any other discussion?"

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "Earlier we talked about setting precedents and how important that seemed to be before. And now we're going to set a couple more precedents. We're going to make a major, major decision with no public input, no public hearing, not following procedure. Procedure and protocol don't seem to fly on this major, major decision. I guess this is part of the skip the details government that I read about in the papers."

Councilwoman Blass: "Mr. Supervisor, that comment was out of order."

Supervisor Kozakiewicz: "Let him speak and then I'll allow you an opportunity to respond."

Councilman Densieski: "I read it in the paper. I'm just seeing this final draft of this resolution now. The public has not had a chance to read it or speak about it. Certainly there are going to be plenty in the community that are concerned about decisions like this being made with no public input.

This is another attempt to stifle business and the American fundamentals that this country is based on, probably bordering on an infringement of our constitutional rights, choking of the tax base, continued choking of anti-business, making it harder and more expensive for people to achieve the American dream and that's to be in business. No."

The Vote (Cont'd.): "Lull."

Councilman Lull: "We had a public hearing last meeting on commercial moratorium and we certainly heard from plenty of people on that issue. Listening to the people who spoke, I reacted very positively to the comments made by architect Rick Searle in which he said be wary of doing something because the present economic climate is wonderful, six months he cannot tell what the economic climate will be like. And I think that's very true.

But the thing that I reacted most to interestingly enough was a

comment by Eve Kaplan in which she says you can't govern commercial growth without code. It's that simple. And that I took objection to. The fact is you can.

What is proposed here is the use of existing rules, rules that require a public- that can require a public hearing, it's already in our code, rules in the SEQRA law which indicate that a long form if it does not comply with an existing plan- not an existing code, but an existing plan, must be developed, is going to require some sort of further development. So that what we are doing is really applying already existing codes here and although I certainly do not want to see a procedure in which we slow down small business people and I think for the most part we're not talking about that because if they are not in keeping- if they are in keeping with the master plan, no matter what this resolution says, even if we had a moratorium, they'd be exempted. So if they're not- if they're in compliance then it's not a problem.

And so the answer to the question can you govern development of economic growth and at the same time keep it- keep the town in a position to be able to approve economic growth, is depending upon our already existing codes. And that's what this does. I vote yes."

The Vote (Cont'd.): "Kozakiewicz."

Supervisor Kozakiewicz: "Although with the changes I feel a lot more comfortable that we've now at least excluded the agricultural setting from any catchment within this particular language and while I think it's somewhat- I'm trying to think of a word that I would use-- easy to grasp onto the idea of using the public hearing to hear from the public hearing. We did do the public hearing on the commercial and I always whether we want to have more public hearings, not that that's bad, but sometimes it does delay the process.

I can't vote for this because of the reasons that Rick Searle noted. I also believe that we have the authority as pointed out in this resolution under that particular section where we feel and deem it necessary to have a public hearing where we should on site plans and we can do that on any application if there's a motion by any of the Board members.

As I see it, many of the Board members and many of our predecessors who sat up here in our shoes before, have laid out the code thinking, and not necessarily always rights, but thinking about

how to deal with these particular provisions and with site plan they had thought about holding public hearing on site plans where it's deemed necessary and I'm sure that there was a reason why that was done, maybe even someone who is in the audience can recall why it was done.

And I just- I'm rambling now. Let me just register my vote and say. Let me just say no and let's get- move on."

Barbara Grattan: "Okay, that resolution is adopted."

Resolution #1218

Councilman Densieski: "I've got another resolution off the floor since that seems to be popular tonight.

Authorizes the Town Clerk to post and publish public notice to advertise for a candidate for Town Board Coordinator. So moved. That was going to be in the packet today but it's not."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Lull: "Yeah, I'll second it."

Supervisor Kozakiewicz: "Moved and seconded. That's exactly what it's going to say?"

Councilman Densieski: "You can change the "i's" and "t's"."

Barbara Gratttan: "And you'll get that resolution to me?"

Councilman Densieski: "Bob will do it."

Barbara Grattan: "Bob will do it? I've got to have it in the paper Thursday."

Supervisor Kozakiewicz: "Thanks."

Councilman Densieski: "All right."

The Vote: "Sanders."

Councilwoman Sanders: "Can you repeat the wording for that?"

Councilman Densieski: "Authorizes the Town Clerk to post and publish a public notice to advertise for a candidate for Town Board Coordinator- for the position of Town Board Coordinator. Any way you want to word it. Position."

(Some inaudible discussion among the Board members)

Barbara Grattan: "Okay, now we need your vote. Yes?"

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. That resolution is adopted."

Supervisor Kozakiewicz: "Okay. Any other- "

Councilwoman Blass: "I just wanted to verify the fact that the resolution that I took off the floor was indeed in- I placed it in the binder for public review and indicated the same during the very beginning comments of this Town Board meeting. So the public did have a chance to look at it. Thank you."

Supervisor Kozakiewicz: "Okay, if nothing else, we go to public hearing comment- public comment for anybody to address the Board on any town matter that they chose to do so. Five minute rule in effect. Odell Evans, come on up. I see you already making your way."

Odell Evans: "Odell Evans, Riverhead. I've got a question on the master plan. Now that it was adopted Monday night, what's the next step in the process?"

Supervisor Kozakiewicz: "We're going to send Rick to St. Thomas or St. Croix or St. Martin with a staff member and we're going to tell him stay there until he gets all the zoning done. Did you say St. Bart's? They're all the same to me, Rick, what can I say."

No, actually that's what has to occur. The moratorium on residential was passed today. It has to be filed with the Secretary of State and that will keep the moratorium applications on hold for three months from the effective date of that filing with the Secretary of State. We passed the commercial site plan application process such that commercial industrial applications be subjected to further scrutiny.

In the meantime, we have to get down to the business of implementing zoning, which means drafting the zoning changes, going for public hearings, and adopting. So I can't tell you what the time

period will be for that, Mr. Evans. My hope and I think everybody's hope here is that it's going to be in time so that we don't have to deal with the residential moratorium coming off the books and in the same time period so that when we talk about the commercial and industrial settings, it's going to be done before that period, too.

But there's nothing- I can't tell you if it's going to be a month or six months or 10 months or two years. Hopefully, it's not the latter; hopefully, it's sooner. And as I say, I said it kind of kidding and maybe a little bit in a joking fashion that we need to have Rick go out and hide if that's what it's going to come down to, and basically secluding himself and going into hibernation so he can draft the legislation."

Odell Evans: "So no applications can be until the zoning gets completed, huh, is that what you're saying?"

Supervisor Kozakiewicz: "No, that's not what I said. That's not what I said. I said that, and in fact, under the resolution we adopted, 1217, which is the process in which non-residential applications, an applicant can submit an application. They're now required to submit a long form EAF upon any site plan application, subject to the changes made and voted upon tonight, but it still can be processed, understanding that while we'll be looking for obviously using SEQRA is compliance with the master plan and its recommendations.

The same thing with the residential application, the moratorium does provide for and allow for certain exclusions which would allow for minors and certain other ones that meet with and stay within the intent of the master plan, those can be processed as well. So applications can come in but the idea is that they'd be done in such a fashion so that they comport with and comply with the comprehensive plan adopted on Monday night."

Odell Evans: "Okay. And the second question. On work force housing, can that only be built in (inaudible) zoning districts or what?"

Supervisor Kozakiewicz: "I think that the- that was definitely one of the zones that we envision work force housing, but I don't think it was the only one. Not that I'm aware of. I don't recall it that way. I think we have some other areas where we can possibly see work force housing. Rick?"

Odell Evans: "Like where?"

Supervisor Kozakiewicz: "I know we had- I don't recall."

Councilwoman Blass: "The multi- the overlay."

Supervisor Kozakiewicz: "Yes, that was it. Which is subject to further discussion when we put in zoning. That discussion was sort of deferred, if you would. The bottom line is it will need to be put into zoning text and all of the public, the residents, the individuals who have been following this process, will have an opportunity to address the Board, whether they think it's being done right or it's being done wrong."

Odell Evans: "But right now, we're not sure where the overlay district is going to be."

Supervisor Kozakiewicz: "I think there was certain text that provided for it and it's going to be something that's going to come up later when we do the (inaudible)."

Odell Evans: "Okay. Thanks."

Supervisor Kozakiewicz: "All right? Thank you. Anybody else? Larry Oxman."

Larry Oxman: "Hi. Larry Oxman. Now that we've passed that new resolution- "

Supervisor Kozakiewicz: "1217."

Larry Oxman: "-- 1217, exactly. Is there- when you passed- you adopted the comprehensive plan on Monday night, is there actually a copy of that plan that's time stamped so to speak. And the only reason why I ask is that there have been many, I probably have about five or six volumes myself at my office. The internet wasn't always giving an accurate copy or they were having problems with the map, I was getting a black- black end of the map. So I had stopped in the Clerk's office this afternoon and wondered if I could get a copy of the map and it's not available. So since now with this new resolution and where you're going to review a location based on its compatibility for conformance, I think it's quite important that it be cemented and we know exactly what the comprehensive master plan- which one was approved so to speak. Thank you."

Supervisor Kozakiewicz: "We'll make sure- "

Larry Oxman: "Is there one available for review?"

Supervisor Kozakiewicz: "Not now because Town Clerk's office is closed. It will be there tomorrow."

Larry Oxman: "No, no."

Supervisor Kozakiewicz: "Thank you so much."

Larry Oxman: "Thank you. Good night."

Supervisor Kozakiewicz: "Yes."

Angela DeVito: "My comments are in regard to the need to have the Planning Department get to work in a timely manner on the new codes and that and I would like to suggest to the Board that I don't think their work load is going to decrease during the time period when they have this new charge. That, perhaps, it be considered to have a temporary staff person within the Planning Department to take up the work load along with the new staff person in there so that Rick can be freed up to really devote himself 100% to getting these codes out in a timely fashion. Because, you know, I believe- I don't see the current work load disappearing, all those responsibilities disappearing and I think that in being able to work with- my understanding also is that this venture is really something that goes in tandem with the Town Attorney's office, there needs to be input from that. And by doing this, perhaps they can work- rather than working in sequence, they can work together so the process would be much more streamlined and efficient for us. So, that's just my suggestion."

Councilman Lull: "And I'm sure we will have conversations with Rick about that at the next work session."

Supervisor Kozakiewicz: "Thank you."

Angela DeVito: "Okay."

Supervisor Kozakiewicz: "The real question is whether we send him to St. Bart or to St. Thomas. Next speaker. Your name, I'm sorry, I didn't catch your name."

Allan Corby: "Allan Corby, Jamesport."

Supervisor Kozakiewicz: "Allan Corby, okay."

Allan Corby: "In reference to my special permit, I had an affidavit of posting and mailing."

Supervisor Kozakiewicz: "Oh, yes, please submit them. Okay."

Barbara Grattan: "Thank you."

Councilman Densieski: "You didn't stay all this time to do that, did you?"

Supervisor Kozakiewicz: "All right. Anybody else who would like to address the Board?"

Councilman Densieski: "Motion to adjourn."

Supervisor Kozakiewicz: "Good evening everybody. Thank you."

Meeting adjourned: 5:25 p.m.